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ARCHIVES OF MARYLAND

JUDICIAL AND TESTAMENTARY BUSINESS

OF THE

PROVINCIAL COURT

1649/50—1657

PUBLISHED BY AUTHORITY OF THE STATE, UNDER THE DIRECTION
OF THE MARYLAND HISTORICAL SOCIETY

WILLIAM HAND BROWNE
Editor



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Rooms of the Maryland Historical Society,

Baltimore, *November* 2, 1891.

To the Maryland Historical Society:

Gentlemen:

We have now the honor to submit the Tenth Volume of the Maryland Archives, being the second volume of the records of the Provincial Court.

Respectfully,

Henry Stockbridge,
Bradley T. Johnson,
Clayton C. Hall,
Committee.

PREFACE.

The present volume, being the second of the Provincial Court series, continues the record without any manifest break down to 1658. The rule of the commissioners under Parliament, after the battle on the Severn and surrender of Stone, is marked by proceedings against the Catholics, several of whom make confession of their faith in open court, and are fined, ostensibly on the ground of complicity with Governor Stone in his endeavor to hold the Province for the Proprietary.

There is here the same remarkable absence of crimes of violence that we noticed in the former volume. There are but two cases of homicide one of which was by Indians, and in the other, the evidence hardly seems to warrant the conviction, though the culprit, Dandy, no doubt, richly deserved hanging, if not for the murder of his servant, at least for the murder of the Indian recorded in the previous volume; and it would have been an economy had he been hanged then.

On page 374, and elsewhere, there are references to allowances of tobacco "out of the Dutch customs." The act of 1649 provided that all tobacco shipped in Dutch bottoms to any other than British ports should pay to the Proprietary a duty of ten shillings per hogshead. Of this revenue one-half was to be applied to paying claims for services rendered in recovering the Province from Ingle's brigands.

On page 336 we find one Symon Groves of New England designating himself as a "tobacco-roller." This would seem to be one whose business it was to roll casks of tobacco from the plantations to the landings; which was done by fitting the cask with an axle and a pair of shafts. Old "rolling-roads" still exist in some parts of the State, bearing witness to the excellence of colonial coopers.

One of the oddest records is a formal agreement, or articles of courtship, entered into between Peter Sharpe, the stepfather of Elizabeth Gary, and John Harwood. It appears that the party of the second part was an old suitor of Elizabeth, but had not found favor in the eyes of her parents, upon which he let his tongue wag rather too freely, and an action of defamation was brought. To hush all scandal, the parties indent that the damsel is to be removed to neutral ground, and that there the said Harwood is to have full liberty to tender his affections and press his suit in honorable fashion, one or more of the neighbors, however, being present all the time; and the said Harwood paying the

board and lodging of the said Elizabeth during the siege, whatever the result. The party of the first part also covenants that during the specified time he will not use any persuasions or influence to the suitor's disadvantage. Harwood, on his part, covenants that if he cannot win Elizabeth in the prescribed six weeks, he will release her from all former promises and foreswear her company forever. He also covenants that if his suit is successful, he will never in all time to come cast up to Elizabeth any former passages between them, under penalty of losing all control over her estate. And it is further stipulated that Harwood is to pay his own charges in the suit, and those of the plaintiff as well, if he marries Elizabeth, otherwise she is to bear her own charges; with which article this Pacification of Patuxent concludes.

NOTES.

Page 15, line 43. "Country duties." Some ailment; perhaps malarial fever.

Page 17, line 23. Gap in original.

Page 22, line 16. "pound ꝑ pound," *sic.*

Page 25, line 2. The character which looks like *r* may be &.

Page 28, line 32. "way" for "was."

Page 29, line 18. Gap in original.

Page 71, line 36. The original is torn.

Pages 72 and 73. Words in brackets supplied from L. O. R. copy.

Page 80, line 8. Parenthesis interlined in original.

Page 86, line 3. Defect in original.

Page 100, line 10. This seems to be part of an answer from the Council to a communication of the Kent Islanders.

Page 117, line 10. "Sedo," contraction for "sextodecimo."

Page 117, line 13. "Bull segg," a bull castrated when old.

Page 118, line 34. Word illegible in MS.

Page 134, line 36. "Ar," i. e. *armigerum*, "esquire."

Page 163, line 30. The scribe has made wild work of Dr. Wade's learned terms: it should read "phlebotomy with diaphoretics and sudorific cordial, and corroboratives."

Page 163, line 35. "Dormytine" for "dormitive."

Page 171, line 23. Words missing in original.

Page 173, line 1. "21th," *sic*, for "21^{y}."

Page 178, line 31. "servants," *sic.*

Page 187, line 40. Many of these marks are made upside down because the signer did not turn the book.

Page 209, line 6. "may with safety" for "may consist with safety."

Page 215, line 15. This name is so written in original.

Page 225, line 8. Original torn.

Page 227, line 2. "Cersey" for "Kersey."

Page 235, line 27. "hind not" for "hinder not."

Page 241, line 34. "the plunder," *i. e.* the "plundering time," as the raid of Ingle's brigands was usually called.

Page 262, line 13. "we my," *sic.*

Page 264, line 38. "Allder" for "Anther."

Page 267, line 45. "to made" for "to be made." An instance of early brick-making.

Page 273, line 11. The figures seem wrong; but *sic.*

Page 276, line 18. "St. Clare's" for "Sinclair's."

Page 283, line 15. Omission in original.
Page 283, line 26. "paupuss," *i. e.* pappoose.
Page 287, line 22. "country," perhaps for "countryman."
Page 291, line 17. "Ut sequut^{m}" for "ut sequitur."
Page 292, line 12. "lockorume," *i. e.* lockram, a coarse linen stuff.
Page 299, line 21. "St Wiaillmone," *sic*, for "William Stone," by some mysterious confusion of the scribe.
Page 302, line 22. "ballance" for "valance."
Page 311, line 11. "1^{in}" for "1^{l}."
Page 314, line 10. "1656" for "1653."
Page 317, line 9. "Dymycasters," *i. e.* demi-castors, some kind of hat.
Page 345, line 37. "Dutch custom." See Preface.
Page 346, line 31. "confutacōn" for "consultation."
Page 379, line 12. Gap in original.
Page 403, line 37. "dd," *i. e.* "delivered."
Page 419, line 37. "when y^{t} the age." Something omitted in original.
Page 435, line 19. "&" for "as."
Page 444, line 16. This Mrs. Hawley was the widow of Jerome Hawley, one of the commissioners joined with Leonard Calvert.
Page 454, line 9. "should the heifer," perhaps "sold the heifer."
Page 490, line 21. "turn," *i. e.* round trip.
Page 503, line 21. The asterisks replace a word too coarse for publication.
Page 505, line 19. "und administered." Probably "unadministered."
Page 509, line 28. *Vide King Lear*, Act III, sc. 4.
Page 521, line 18. "beate their victuals," *i. e.* pound corn in a mortar.

COURT AND TESTAMENTARY BUSINESS.

At a Court held at S^{t} Maries } Present Governor
26° ffebruary 1649 } Secretary

Mr Jo: Hallowes plte }
Georg Manners deft } The hearing of this Cause having beene respited ever since 15° Novembr last The defend^{t} alleadged hee had since then severall times attended the Court to make it appeare hee had fully satisfied the plte. And the plte nor any for him appearing to ꝑsecute It is ordered that the pltes suite bee dismissed for want of ꝑsecucō with 100^{l} Tob: damages for the defend^{ts} attendance at severall Courts.

Hugh Lee plte }
Lt Wm Lewis deft } The hearing of this Cause is further respited till the next Court. p. 321

Georg Manners plte }
Paul Simpson deft } The deft not appearing It is ordered that the Tobacco & debts attached by the Sheriff remayne lyable, by vertue of the Attachm^{t}, to the pltes demand, till further Order.

Georg Manners plte }
Capt Edw: Hill deft } The defend^{t} nor any on his behaulf appearing It is ordered that the 2 Cowes and goods attached remaine lyable by vertue of the Attachm^{t}, to the pltes demand, till further Order.

ffr Vanenden plte }
Nathaniell Pope deft } The defend^{t} nor any for him appearing It is ordered that the goods attached remaine lyable, by vertue of the Attachm^{t}, to the pltes demand till further order.

Willm Smoote plte }
Mr Cuthbt ffenwick deft } Vppon the mocōn of Willm Smoote, and ꝑvsall of an order of the 15th of No: last and severall other Orders made concrning the matter in question, the said Smoote alleadging that in ꝑsecucōn of the said Order of the 15th of November last, hee and Willm Stephenson in the said order named had beene several times to search for and veiwe the Cowe in the same order mencōnéd but could not find her, craved the benefitt of the said former Orders, And m^{r} Secretary declaring hee did not conceive the oath of John Sturman to bee a sufficient Evidence in respect it did not appeare thereby whether the said Cowe were the Cowe in question or not. And it appearing to the Court

Liber A. that the plte had very hard measure to bee dispōssed of the said Cowe in an illegall manner, and yet bee put to the charg and trouble of severall long Journeyes to search and make proofe concerning her It is Ordered that the Sheriff or his deputy is to deliver the said Cowe and her increase into his possession where shee is to remaine till the Court see cause otherwise to determine thereof.

Oct. 20th 1640 Md I doe acknowledg myself indebted to Tho: Weston of Virginia merchant the some of 166l of Tob: to bee paid vppon demand by mee Giles Brent

Mrs Margaret Brent Attorney of Capt Giles Brent maketh oath that shee did really and bona fide pay the 166l of Tob. mencōned in the Bill aboue written to Mr Westons vse not long after the same became due And this shee deposeth to bee true without any fraude guile or indirect intencōns or reservacōns whatsoever.

William Stone Esqr the prsent Governor who claymeth right to the said Mr Westons Estate being satisfied vppon the Oath aboue written that the said debt is paid. delivered vpp this day the originall Bill aboue recorded to the said Mrs Brent to bee cancelled

The Court rising the Governor appointed the next Provinciall Court for this County of St Maries to be held the 12th of June next.

ffebr 25° 1649 This day came Lt Willm Evans and acknowledgeth himself to haue given vnto Andrewe Tompson the sonne of Willm Tompson of little Brittaine late deceased one 2 yeare old Heyfer Wch hee bought of Margarett Brent gent the Attorney of Capt Giles Brent (as by the Bill of Sale appeareth bearing date 10° Jan: 1649) marked of Coulor black with blackish Hornes with a great deale of White vnder her belly, Cropt on both Eares, being one of the foresaid Capt Brents stock And hee further acknowledgeth to haue given vnto the said Andrewe All the ffemale Increase of the said Heyfer (the Male to bee to the said Lt Evans vse in part of satisfaccōn for the good nutriture & educacōn of the said Andrewe during his Minority) from this day forever, towards the advancemt of his porcōn. As witnes his hand this 25th ffebr 1649
William Evans

Recognit coram me Willm Bretton

p. 324 Mrs. Marg: Brent on the behaulf of Mrs Eure plte Anthony Rawlins defendt } Whereas by order of Court of the first of June last made in this Cause some question was made touching a Heifer bought by this deft of Willm Hardwich Concerning

w^ch^ the said deft at the request of his Lopps Attorney maketh oath That hee doth not knowe that the Heifer in the said Order mencōned came of the said M^rs^ Eures stock or that she hath any right or title therevnto but hath heard and verily beleiveth it came of Thomas Sturmans stock Liber A.

Jurat 17° die ffebr 1649 coram me
Willm Stone

Whereas by order of the first of June last it was ordered that Willm Hardwich should pemptorily prove his right and title to a Heifer then in question betweene M^rs^ Margarett Brent & Anthony Rawlins or in default thereof the Court would adiudg the same to bee M^rs^ Eures The said Willm Hardwich maketh oath That hee never sold any beast to w^ch^ (soe farr as hee knoweth) M^rs^ Eures had any right or title or was of her stock, saving one beast supposed to bee M^rs^ Evres sould by him to Anthony Rawlins, w^ch^ Governor Calvert demanded of the said Anthony and compelled him this depon^t^ to repay the Tobacco to the said Anthony w^ch^ hee the said Anthony had formerly paid to this depon^t^ for the said Beast And this depon^t^ farther deposeth that the other Heifer w^ch^ this depon^t^ sould the said Anthony and w^ch^ hee conceiveth to bee the said Heifer in question, hee this depon^t^ had of Thomas Sturman his ffather in lawe w^ch^ hee verily beleiveth came of his said ffather in lawes stock and not of the said M^rs^ Eures soe farr as this depon^t^ knowes

Jurat 18° die ffebruary 1649 coram me
Willm Stone

11° ffebr intr June 20^th^ 1649 Be it knowne vnto all men by these p^r^sents that I Phillipp Land of the Province of Maryland gent doe hereby make over and deliver vnto Willm Bretton of the Province aforesaid gent All lands goods debts already made or what shalbe hereafter made from the day of the date hereof vntill the tenth of June next in the yeare 1650, as also all ffees due any wayes to mee by my Office of Shereiffalty as also all my Neate Cattell & Hoggs to the sole vse of him the said Willm Bretton his heires or Assignes. Provided that if the said Willm Bretton shall not bee any wayes dampnified by standing ingaged for the said Phillipp Land in the sōme of 50000^l^ Tob. as appeares vppon Record, That then the said Willm Bretton shall vppon the 25^th^ of March next repossesse the said Phillipp Land of all his knowne Estate already made over and delivered But if contrary, this Obligacōn & deede is to remaine in full force & Vertue p. 325

Teste Roland Maes his marke Phillip Land

Liber A. p. 326 Whereas I Charles Rawlinson am informed that ffrancis Brookes maketh some clayme to a Cowe w^ch^ not long since I sould to M^r^ John Hallowes and w^ch^ about 2 yeares since I received of M^rs^ Margarett Brent in part of satisfaccōn of my wages as one of the ffort Souldiers I doe here vppon my oath depose that when I received the said Cowe of M^rs^ Brent shee was of his Lopps Marke, and also of his Lopps stocke for ought I knowe to the contrary, and that the mark of the said Cowe was never altered at the Crosse or elsewhere by mee or by any other (soe farr as I knowe) nor never had any other marke then the marke shee had when I soe received her as aforesaid (soe farr as I knowe) nor never belonged to James Cauther or ffrancis Brookes to the best of my remembrance, or soe farr as I knowe or ever heard, otherwise then by the clayme the said Brookes nowe (as I heare) makes vnto her before meconed And further deposeth not

Charles Rawlinson

Jurat coram me 6° Marcij 1649
Tho: Hatton

Charles Rawlinson maketh oath that about 2 yeares since (as this depon^t^ remembers) Thomas Waggate comeing to the Crosse House, there informed M^rs^ ffenwick then wife to M^r^ Cuthbert ffenwick that there was a Cowe and a Calf at S^t^ Inegoes ffort that belonged to Cap^t^ Cornewalleyes w^ch^ was disposed of as one of his Lopps, or to that effect, wherevppon at the said M^rs^ ffenwicks request this depon^t^ and the said Waggate did fetch the said Cowe & Calf from the said ffort to the Crosse House, and that the said Cowe hath ever since remayned in the possion of M^r^ Cuthbert ffenwick as this deponent taketh it, being the same (to this depon^ts^ best remembrance) w^ch^ this morninge Wiłłm Smoote veiwed in this depon^ts^ presence at the Crosse House, and whereto hee layeth clayme as the said Smoote informed this depon^t^ W^ch^ Cowe when this depon^t^ soe fetched from the said ffort as is before mencōned (to this depon^ts^ best remembrance) was cropt on the left Eare short and vppon the right Cropt somewhat long and two slitts in the Cropp And this depon^t^ doth not knowe that the said Cowe did ever belong to his Lopp or was any of his stock, nor to whom the said Cowe did or doth ꝑply belong And this depon^t^ further deposeth that soe farr as hee remembreth the foremencōned Calf of the said Cowe was marked of Cap^t^ Cornewalleys Marke after it was soe brought from the ffort as aforesaid, but whether it bee nowe in M^r^ ffenwicks pōssion or yet living this depon^t^ cannot depose And this depon^t^ never did alter the Marke of the said Cowe nor doth knowe

that ever her Marke was altered or changed And further deposeth not Liber A.

Jurat 6° Marcij coram me
Charles Rawlinson Tho: Hatton

due vnto John dandy for worke done for Paul Simpson and Appamattick folke, w^ch^ work I the said Paul Simpson doe acknowledg to haue received of John dandy witnes my hand this 24^th^ day of August 1649 w^ch^ doth amount to 723^l^ of Tob. with Cask w^ch^ I the said Paul Simpson doe binde my self to pay vnto the said dandy or his Assignes

Paul Simpson

Witnes Tho: Maidwell

An Execucōn was granted out vppon this Bill (according to the Order of Assembly for the Smithes pay) 6° Marcij 1649

M^r^ Hatton p. 327

These fewe Lynes are to certify you that wee both of vs John Ashley & John Tragare doe acknowledg a Judgm^t^ of our debts due vnto M^r^ Nicholas Gwither being two Bills one of 150^l^ of Tob. & Cask and the other of 218^l^ of Tob & Caske as witnes our hands the 8^th^ day of ffebruary 1649

witnes The marke × of John Ashley
Wiłłm Eltonhead The marke × of John Tragare

To all people vnto whom this p^r^sent writing shall come greeting in o^r^ Lord God everlasting knowe ye that I John Thimbleby and Wiłłm Browne in the Province of Maryland Planters haue elected & chosen and in o^r^ stead & place especially ordeyned & constituted & appointed our trusty & welbeloved freind Georg Manners of the same Province Planter our true & lawfull Attorney to aske gather recover for vs and in o^r^ name and to o^r^ vse onely all such somes of Tob: as are of right ought to bee due vnto vs the said John Thimbleby & Wiłłm Browne from John Hollis of Appomattocks Trader, giving as full power vnto our said Attorney as in vs lyeth to arrest sue implead & imprison the body goods or chattells of the said John Hollis or to take any other course for the recovering thereof that the Lawes of this Province will allowe him In witnes whereof wee the said John Thimbleby and Wiłłm Browne haue herevnto put our hands the 4^th^ of ffebruary in the yeare 1649

witnes W^m^ Whittle his Marke Jo: Thimbleby
Wiłłm Browne

Liber A. 23° die April Anno dni 1649 This Bill bindeth mee Willm Tompson mee my heires execut^rs or Assignes to pay or cause to bee paid vnto Ralph Beane his heires or Assignes the iust sō̄me of 3500 waight of good merchantable Leafe Tobacco with Caske to bee paid vnto the said Ralph Beane at or vppon the 10^th of November next ensueing the date hereof In witnes whereof I haue herevnto sett my hand the day & yeare aboue written W^m Tompson
Rowland Sissill
Tho: Thomas

March the 1. 1649

This Bill bindeth mee Walter Pakes my heires exec^rs Adm^rs or Assignes to pay or cause to bee paid to Walter Beane his heires or Assignes the iust sō̄me of 279o^l of sound merchantable Leafe Tob: with Cask, And for his better securit, I binde over my plantacō̄n houseing moveables & vnmoveables, cattell with all other things that is nowe in my possion And doe deliver the same in the p^rsents of vs whose names are here subscribed There is more due five pounds of Beaver
Testes Rich: Nevett. Rowland Sissill Walter Pakes

This Bill bindeth mee Walter Guest my heires or Assignes to pay or cause to bee paid vnto John Treleague his heires or Assignes the full & iust sō̄me of 200^l of Tob: to bee paid at or vppon the 20^th day of November next ensueing the date hereof. Witnes to the trueth hereof I haue hereto sett my hand this first day of ffebruary 1649
The marke of Walter Guest
witnes Henry Bishopp

Knowe all men by these p^rsents that I Phillipp Land confesse my self to bee indebted vnto John Vnderhill his heires Exec^rs or Assignes the full & iust sō̄me of 100^l of good Leafe merchantable Tob: in leafe due to bee paid at or before the 10^th day of November next ensueing the date hereof As witnes my hand this 20^th day of december 1649 Phillipp Land
Witnessed by vs here vnder written
Robt Wiseman

Be it knowne vnto all people to whom this p^rsent writing shall come before That I Richard Browne doe hereby constitute & appoint my welbeloved ffreind Georg Manners to bee my true & lawfull Attorney in all Causes Whatsoever in as full power as any Attorney ought to haue As witnes my hand this second day of ffebr 1649
Rich: Browne
Test Jo: Wade

March the 6th 1649. I Phillip Land doe appoint Lt Rich: Gwither to bee my true & lawfull Attorney in all respects whatsoever with as full power as any Attorney ought to haue, and I doe by these prsents disallowe & acquitt all former Lres of Attorney by mee granted to Geo: Manners or any body else Witnes my hand the day & yeare aboue written Liber A.
Teste Tho: Hatton Phillip Land

Mr John Pile his Marke for cattell & Hoggs viz: Cropt on both Eares and the left Eare slitt in the Cropp p. 328

Luke Gardiner his Mark for Cattell & Hoggs viz. The left Eare slitt, and the right Eare also slitt and the vnder half cutt straight of from the bottome of the slitt.

John Nevill his Marke for Cattell and Hoggs viz: the right Eare slitt and the left vnder-keeled p. 329

Thomas Munnes & Elkenath Bourne Seaman vppon theire Oathes depose & say as followeth viz: That about 7 daies agoe they being imployed by Mr Richard Husbands Marriner for that purpose did receive of John Jarbo of the Province of Maryland 2 HHds of Tob: for Raphe Beanes vse Wch they did soe receive of the said Jarbo for good merchantable Tob: in Leafe And that vppon the Receipt thereof as aforesaid they these deponts rolling the Tob: thence the head of one of the said HHds fell out, it being then darke, and the next morning these deponts found the Tob: in the head of the said Caske soe open as aforesaid to bee much of it ill condicoñed durty wett Tobacco, the stalkes & leaves mingled together. Wherevppon the said Jarbo offered to give soe much good Tobacco as the said Stalkes and faulty Tob: came to in waight. And these deponts then opening the said other Hogshead found it to bee in like manner faulty as the former And further these deponts say that both the said Hogsheads of Tob: being packed anewe, the said Stalkes & faulty Tob: being taken out did but make vpp one full Hoggshead and about 6 or 7 ordinary bundles over and aboue And further doe not depose p. 331
Vterq. Jurat 20 die ffebr 1649 coram nob:
Wm Stone: Jo: Price. Tho: Hatton

To his loving Cozen Mr John Pott at Goulden Quarter in Virginia these prsent

Cosen John Pott Vppon Receipt of this my Note deliver vnto the Bearer hereof Mr Thomas Hatton or his Assignes a good Milch Cowe to give him and his ffamily Milke. Which Cowe I doe freely give vnto his sonne Thomas Hatton to begin

Liber A. him a Stocke of Cattell (if hee bee living when hee comes into the Contrey And soe lett it bee Recorded accordingly. And this my Note with Mr Thomas Hatton his Receipt shalbe yor discharge for the same As Witnes my hand this 5th of September 1648

p me ffrancis Pott

The deed of Guift aboue written is a true Coppy of the Originall All of Capt ffrancis Potts owne handwriting

Ita testor Tho: Hatton Secr.

p. 332 De Anno 1650

25o Marcij 1650 Sworne 19o January } The Governor this day appointed Lt Nicholas Gwither (having formerly taken his Oath for the execucōn of that Office) to bee high Sheriffe of the County of St Maries for this yeare beginning this present 25th day of March Anno dni 1650 William Stone

19o April 1650 John Medley demandeth an alloweance out of the Custome for 2 hhds of Tob: delivered to Capt Price for Go: Calverts vse in St Tho: ffort as the said Capt Price acknowledgeth.

p. 333 3o Junij Daniell Clocker his Marke for Cattell & hoggs viz: 2 slitts in each Eare and the foremost peice cutt off the slitt being left to bee seen on the Eares.

p. 334 The Deposicōn of Joseph Edlowe sworne and Examined the 16th day of Aprill Anno Dm̄ 1650. Saith as followeth, viz:

That about a weeke before his death Mr Robert Wiseman late of St Maries in the Province of Maryland deceased Vppon this deponents request (pceiving him to bee a man not likely to live long) that hee would make some settlemt & disposicōn of his Estate or to that effect, desired him this depont to take that Estate wch hee the said Wiseman had into his possion and to manage it the best way hee could for the satisfaccōn of his the said Wisemans debts And if any Overplus remayned hee desired it should bee imployed and disposed of to the best for the vse of his sonne John Wiseman or Words to that effect And hee this depont further deposeth that hee doth not knowe that the said Mr Wiseman made any further or other disposicōn of his Estate before his death then what is before rehearsed. And further this depont saith, that by reason of some Ingagemt wherein this depont stands bound for the said Mr Wiseman and otherwise hee conceives himself to bee one of the greatest Credditors of the said Mr Wiseman who was heretofore this deponts Mate

Jurat die & Anno Sup dict coram me Tho: Hatton

5° Junis An Administracōn is this day granted to Joseph Edlowe of the Estate of M^r^ Robert Wiseman deceased vppon his Oath made to ꝑforme the decedents Will expressed in the deposicōn aboue written; exhibite a true Inventory by Michās next vnles &c to give a perfect Accompt &c Liber A.

Tho: Hatton

27° January Anno 1649 Be it knowne vnto all men by these p^r^sents that I Henry Hooper of S^t^ Inagoes in the Province of Maryland Surgion being in perfect sence & memory doe freely give and dispose vnto Raphe Crouch of the aforesaid S^t^ Inegoes in the Province of Maryland all my Bills debts and personall Estate whatsoever. Nevertheles with this Proviso That therewith after my decease all my debts bee first discharged And what shall remayne to bee imployed in such pious vses, as the said Raphe Crouch shall best thinke fitt
In the presence of John Howard Robert Taylor.

The deposicōn of John Howard about the age of 22^ty^ yeares servant to Tho: Copley Esq^r^ taken the sixt day of ffebr 1649 Sworne & examined saith p. 334

That the aboue named Henry Hooper being of sound and perfect memory in this depon^ts^ Judgm^t^ did the day and yeare first aboue mencōned make such disposicōn of his Estate as is aboue expressed And further saith not

Jurat coram me Tho: Hatton

The deposicōn of Robert Taylor (servant to Tho: Copley Esq^r^) aged about 22^ty^ yeares taken the sixt day of ffebruary 1649 Sworne & examined

deposeth vppon his Oath the same in every respect w^ch^ the aboue named John Howard hath here aboue deposed And farther saith not

Jurat coram me Tho: Hatton

19° April Walter Beane demandeth an alloweance out of the Custome for a 5 yeare old steere 3 barrells of Corne & 1 hh^d^ of Tob: delivered to Cap^t^ Price for Go: Calverts vse in S^t^ Thomas ffort and w^ch^ the said Cap^t^ Price acknowledged hee had received for the vse aforesaid

6° Junis 1650 An Administracōn is this day granted to M^r^ Raphe Crouch of the Estate of M^r^ Henry Hooper deceased vppon his oath made to performe the Will annexed, to exhibit a true & perfect Inventory by Michās next vnles &c to give a perfect Accompt when required &c. 4° January further till 1° Marcij p. 335

Liber A. The deposicõn of William Boreman aged about 20ty yeares Sworne and examined at St Maries in the Province of Maryland the 28th day of May 1650. Saith

That about the yeare 1645. hee this depont being aboard a certaine Pynnace (then riding in St Inegoes Creeke) wherein were certaine Clothes, bedding and some other goods (of great value as this depont beleiveth) belonging to Mr Cuthbert ffenwick, who then imployed Andrewe Monroe as Master of the said Pynnace And the said Andrewe having beene then sent to by the said Mr ffenwick to bring the said Pynnace into the Creeke by the Crosse House Where Mr ffenwick then dwelt refused soe to doe but stayed where hee then ride with the said Pinnace as aforesaid till Mr Richard Ingle came into the said Creeke with his Shipp who seised vppon or plundred the said Pynnace and all the goods therein, the said Monroe making noe resistance but rather (as it seemed to this depont) willingly consented therevnto, who therevpon was imployed by the said Ingle in the late Warrs by him raised against the Goverment of this Province. And did vppon that designe beare command in another Pynnace then belonging to Capt Tho: Cornewallis, all or most of the time the said Ingle then stayed in the Province, and more particularly at the taking & plundring of Mr Copleyes House at Portoback Where this depont was (amongst others) taken and brought downe Prisoner to St Maries in the said last mencõned Pynnace wherein the said Monroe then had command as aforesaid

Jurat die & Anno prdict coram me Tho: Hatton

These prsents witnes that I James Johnson of Poplar Hill in the Province of Maryland and County of St Maries Planter (According to an Agreemt lately made betweene mee the said James Johnson and Mr Thomas Hatton his Loppps Secretary of this Province on the behaulf of Barbara Hatton his Kinswoman touching a Marriage then to bee had and solempnized betweene mee the said James Johnson and the said Barbara. Wch marriage hath since taken effect and beene solempnized) Haue and doe hereby in consideracõn of the said Marriage give grant make over confirme and deliver vnto the said Barbara my nowe wife and to her vse as a Jointure in case she happen to survive mee the said James Johnson my nowe dwelling House and Plantacõn at Poplar Hill aforesaid, as also fower Milch Cowes namely one redd Cowe called Cherry, another called Nancy another called the wild Heifer and another called the doctors Cowe nowe all marked with my owne proper Marke together with all and every theire female Increase to bee all of them marked with some destinct marke of hers the said Barbaraes. Provided that if it shall happen

that my said Wife doe surviue mee having Issue by mee the said James Johnson or being with child at my death shee is onely to haue the free vse of all and every the Premisses during her life, and that after her death, they shall remayne to the vse of such eldest sonne as it shall please God I may haue by my said wife, but if such eldest sonne shall happen to dye before his age of one & twenty yeares then to such other sonne of myne by her the said Barbara as shall first attaine to the said age, and for want of Issue male then to such daughter as shall first attaine to that age or bee marryed And for want of such Issue then to the sole & proper vse of my said wife soe surviving mee as aforesaid her heires Executors & Assignes for ever Witnes my hand this last day of May Anno dni 1650 Liber A.

James Johnson

signed & delivered In the p^{r}sence of
Tho: Hatton
Margaret Hatton
×
her Marke

3° Junis William Hungerford his Marke for cattell & Hoggs viz: Cropt & holed on both Eares. p. 336

Arthur Turnor his marke for cattell & Hoggs viz: Cropt and two slitts in the Cropp on both Eares.

John Harwood his Marke for cattell & Hoggs viz The right Eare flower deluced, and the left cropt and vnder keeled.

John Courts his Marke for Cattell & Hoggs viz: The right Eare cropt and holed and the left Eare slitt and half taken away behinde and a hole vnderneath in the middle of the Eare.

ffrancis Pope his Marke for cattell & Hoggs viz: The right Eare swallowe forked, and the left slitt & half taken away behinde.

Richard Smith his Marke for Cattell & Hoggs viz: The left Eare cropt and holed, and the right slitt downe, and the half before and a little peice behinde taken away

5° Junis May 24th 1650. Knowe all men by these p^{r}sents that I Walter Guest of Newtowne in the Province of Maryland Planter In consideracō̄n that Willm Johnson of S^{t} Georges Hundred in the Province aforesaid Planter hath bound himself for mee and my onely vse and passed Bill or Specialty therefore vnto John Medley of Newtowne Planter to the value of 2000^{l} of Tob: and Caske I the said Walter Guest doe hereby

Liber A. and by these p^r^sents binde make over and deliver vnto the said Willm Johnson or his Assignes for his better security all my cropp w^ch^ I shall make plant tend or bee possessed of both Corne Tobaccoes and all other ꝑvision or Provisions whatsoever in John Medleyes Plantacō̃n or elsewhere to the sole vse of him the said Willm Johnson or his Assignes as aforesaid In witnes of which delivery and for due performance of the said delivery and Contract for security I haue herevnto sett my hand the day & yeare abouewritten.

The marke of
Signed & deliv^r^ed in p^r^sence of me Walter × Guest
Willm Bretton.

Matthias Bryan his Marke for Cattell & Hoggs viz: The left Eare cropt and 2 slitts in the Cropp and a hole in the right Eare.

2^de^ April 1650. This day came Thomas Greene Esq^r^ and acknowledged himself to haue given vnto his sonne ffrancis Greene one blackish browne Cowe cōmonly knowne by the name of Mopus, slitt on the right Eare, and the left vnder-keeld, with all her Increase for ever towards the raising him a porcō̃n. And one other browne Cowe knowne by the name of Bobb vnto his sonne Thomas Greene in liewe of another Cowe of his disposed of lately by my self.

Tho: Greene

Ita testor Tho: Hatton

April 26° 1650. Memorand that I ffrancis Brookes of S^t^ Maries doe hereby assigne over vnto Cap^t^ Willm Stone Esq^r^ (in consideracō̃n of a debt from mee oweing vnto the said Cap^t^ Stone) Eighteene Hundred pound waight of Tob: and Cask vppon all or any of the Burgesses of this Assembly w^ch^ hee shall make choise of and desire for soe much as any of them are indebted to mee for theire particular expences during this Assembly The Marke of
Witnes my hand ffrancis Brooks
Witnessed by mee Willm Bretton

27° April 1650 ffrancis Vanenden bindeth himself in the first place to pay vnto Barnaby Jackson 1500^l^ of Tob: and Caske next to Walter Beane 1000^l^ of Tob: and Caske, and to John Halfhead 1000^l^ of Tob: & Caske out of the Tobacco due to him for Ordinaries this p^r^sent Assembly w^ch^ hee hereby maketh over for security of paym^t^ of the said severall debts before mencō̃ned respectively francis Vanenden
Ita testor Tho: Hatton

These p[r]sents doth testify that I Leonard Calvert Esq[r] doe binde my self to deliver or cause to bee delivered vnto Joane Tompson for the vse of Thomas Butler deceased his Children two Cowe Calves of three monethes old some time in June next after the date hereof Witnes my hand this tenth of ffebruary 1646 Liber A. p. 337

L: Caluert

At a Court held at S[t]Maries 18 die April 1650 } Present { Governor, Secretary, Cap[t] Robert Vaughan

Humfry Tabb plte, Benedict Pearse and William Allen defts } The said def[ts] being apprehended by the Sheriff by vertue of the Governors Warrant as Runawayes vppon theire exaiacōns this day severally confessed that the said Benedict Pearse was servant to one John Taylor, and that Willm Allen was servant to Bartholmewe Wethersby in Virginia And it appearing by Sir William Berclayes Lre that the said Humfry Tabb had power to remand them It is therefore ordered that they bee delivered into the custody of the said Humfry Tabb to bee by him returned to theire severall Maisters together with a Boate seised on by the Sheriff in theire possions and belonging to the said Weatherby the said Tabb satisfieing what is due to the Sheriff for executing the said Warrant

At a Court held at S[t] Maries 19° die April 1650 } p[r]sent { Governor, Secretary; M[r] Greene, M[r] Pile; Cap[t] Price

M[r] John Trussell plte, Walter Pakes deft } The plte complayneth against the defend[t] for detayning from him a Boy heretofore taken by the Indians in the last Massacre in Virginia and by them since those Warrs returned back to bee p[r]sented to Sir W[m] Berclay Governor there who was pleased to give the said Boy to the said M[r] Trussell. The defend[t] appearing vppon the Governors spiāll warrant, denyed that hee detayned any Boy of the plte but said that the Boy in question was his the def[ts] owne child taken from him by the Indians the last Massacre in Virginia where hee then dwelt, Wherevppon the def[t] produced his testimony being as followeth

Hugh Lee aged 41 yeares or thereabouts sworne & examined saith that about the later end of August 1647. Walter Pakes his wife being at the House of James Claughton deceased, there was a Boy that M[r] John Trussell was a carrying home that had beene a Captive amonge the Indians and at this time was troubled With the Contry duties, and the foresaid Pakes his wife did vndertake in the p[r]sence of this depon[t] Willm

Liber A. Raynolds and Thomas Hailles that her husband should cure the aforesaid Boy and shee would returne him againe as soone as the Boy was cured, and Mr Trussell by Agreemt was to pay Walter Pakes his wife 100l of Tob. And further saith that when the said Pakes wife was questioned by Mr Trussell what power shee had to make any such Agreemt shee made answere that shee had a Lre of Attorney from her Husband to doe any busines whatsoever. And further saith not

Hugh Lee

William Raynalds aged 42 yeares or thereabouts sworne and examined saith that the abouesaid deposicōn is the reall truith, onely this depont remembreth that Walter Pakes his wife was to returne the abouesaid Boy within a moneth or 6 weekes at the furthest and further saith not Wm Reynalds

Thomas Hailles aged 39 nyne yeares or thereabouts sworne & examined saith That both the abouesaid deposicōns is the reall truith. And that the woman abouesaid was soe importunate that Mr Trussell could not bee ridd of her till shee had the aforesaid Boy and shee promised to bring him over againe within a moneth or six at the farthest. And further saith not

Tho: Hailles

Jurat coram Jo: Mottram
Tho: Speke

vppon ꝑvsall & consideracōn of wch deposicōns, and it being alleadged by the plte that the deft had before lived sometime in Virginia at the next House to the place where the said Boy was kept and never made any clayme vnto him as his owne or
p. 338 otherwise, wch the deft was not able to disprove. And for that Thomas Greene Esqr one of his Loppes Counsell nowe prsent in Court averred that the deft not long before Easter last had tould him that hee rather conceived the said Boy was the Child of one John Winchester, then his owne wch the defendt confessed Though the Court bee very tender & circumspect of depriving any one of his Child if either by proofe or probable circumstance it were made appeare Wherein the defendt was defective And it further likewise appearing to the Court by the deposicōn of Mr John Pile taken in open Court that the defts wife had lately tould him that word had beene sent to Mr Trussell by her or her husband that if hee would pay 300l of Tob: to the deft the Boy should bee delivered to him It is therefore ordered that the deft shall deliver the Boy in question to the plte The defendt expressing in open Court hee desired noe satisfaccōn for keeping of him

April 19th 1650. I John Trussell doe hereby assigne and put over from mee my heires Execrs Admrs or Assignes all my

right title clayme or Interest of one Boy called by the name of Peter (w^ch^ by order of Court was awarded mee,) vnto Walter Pakes his heires Executors Adm^rs^ or Assignes Witnes my hand Liber A.

John Trussell

The deposicōn of M^r^ John Pile one of his Lo^pps^ Counsell taken in open Court the 19^th^ day of Aprill 1650 saith.

That not long since hee heard Walter Pakes his wife say that there was word sent either by her or her said Husband about a 12 moneth since (as hee remembers) to M^r^ Trussell of Checacone in Virginia that if hee would pay 300^l^ of Tob: or thereabouts to her said Husband or to John Sturman to her said Husbands vse the Boy nowe in question betweene the said Trussell and the said Pakes should bee delivered to him the said M^r^ Trussell if hee would fetch him or to that effect.

At a Court held at S^t^ Maries 22^da^ April. 1650 } p^r^sent { Governor, Secretary, Cap^t^ Vaughan

Thomas Bradnock by Zachary Wade his Attorney plte Edward Hudson deft } The plte sueth to bee releived for charges of Court by reason of a false oath taken by the def^t^ at a Court held in the County of Kent 24° May last in a Cause betweene him the said Bradnock plte and the said Hudson def^t^ adiudged against the plte to the value of and damages as appeared by proofe nowe ꝑduce The defend^t^ not denyeing the Offence It is therefore Ordered that the defend^t^ shall pay such charges of Court as shalbe made appeare was incurred by the plte by Certiff^t^ from the Cōmander of Kent by October Court next.

March 22^ty^ 1649 Knowe all men by these presents that I Thomas Bradnox of the Isle of Kent in the Province of Maryland planter doe constitute & appoint my welbeloved freind Zachary Wade of the aforesaid place planter my true and lawfull Attorney at S^t^ Maries in the aforesaid Province in all Causes wherein I shalbe plte to all effects & intents as any Attorney ought to bee In witnes whereof I haue herevnto sett my hand

Signd

Witnes Robt Vaughan—ffrancis Lumbard. Tho: Bradnox

The deposicōn of Edward Hudson aged 25 yeares or thereabouts taken in open Court this 23^ty^ of June 1649 Sworne & examined

Saith Being demanded where hee had a parcell of peese that

Liber A. hee had hid in m^r^ Bradnox Corne Loft, made answere that hee had made them out of his Cropp at goodman Munday, and carryed the like ꝑcell of peese to m^r^ Bradnox his House, likewise being demanded where hee had a Kacke of Sope, this depon^t^ made answere that one Sepert gave it him. Likewise being demanded of him concerning a parcell of Shott that was likewise hid in the Corne hee made answere that hee had it of one Mauche a dutchman the quantity of three suites and the other was his owne, and being demanded where hee had a
p. 339 bottell of Vinegar that hee had likewise hid in the Corne, this depon^t^ made answere that one Sepert give it him And further saith not.

Sign
Jurat coram nos Edw: Hudson
Robt Vaughan. Phillipp Connor. Nichās Browne

The deposicōn of Sepert derrickson aged 25 yeares or thereabouts taken on the 28^th^ of ffebruary 1649 Sworne & examined

Saith that Edward Hudson never had noe Soape of him, nor Vinegar neither and that it was falsely said of the said Hudson to say that hee had any such things of him and further this depon^t^ saith not

Jurat coram me Robt Vaughan

The deposicōn of Cornelius Cornelinson Van de Graft aged 22^ty^ yeares or thereabouts taken on the 1° of March 1649 sworne & examined

Saith hee never gave Edward Hudson any powder or shott or any other thing in his life And further this depon^t^ saith not

Jurat coram me Robt Vaughan

p. 340 24° Junis M^r^ Phillipp Land his Marke for Cattell & Hoggs viz: A Hole cut in the right Eare and vnderkeeld, and the Left Eare cropt and two slitts in the Cropp.

24° Junis Knowe all men by these p^r^sents that I ffrancis Brookes doe assigne over vnto Edward Hall two thousand waight of Tobacco and Cask of the said Leavy due to ffrancis Brookes from the Contry, the w^ch^ is for a bargaine of Cattell bought of Edward Hall In witnes hereof the tenth of June in the yeare 1605.

The marke of ffrancis Brooks

Witnes Jeffery Oliver
the Marke of Georg Manners

24° die Junis Anno 1650. Knowe all men by these p[r]sents Liber A.
that I Edward Hudson doe wholy make over my Cropp of Corne and Tobacco vnto Georg Manners for the full paym[t] of sixe hundred weight of Tobacco & Caske, the w[ch] I doe acknowledg the said Georg Manners to haue paid for me Witnes my hand the day and yeare aboue written

Sigill Edward Hudson

Witnes Raphe Crouch

24° Junis ffebr the 12[th] 1649. I John Vnderhill doe appoint my loving ffreind Georg Manners to bee my true and lawfull Attorney in all Causes whatsoever with as much power as my self In witnes herevnto I sett my hand the day and yeare abouewritten John Vnderhill

Witnessed by vs. Beniamin Cowell, Arthur Turnor

24° Junis I Margarett Brent of S[t] Maries haue appointed and doe hereby constitute and appoint my loving ffreind Georg Manners to bee my lawfull Attorney to demand sue for and recover all debts goods or other dues belonging vnto mee, my brother Giles Brent from any person or persons in Maryland or to answeare any suites against any of vs aboue named after notice from mee And whatsoever my Attorney shall doe in the p[r]misses I doe hereby ratify and confirme Witnes my hand this 13[th] of Aprill 1650

Witnes Mary Brent Margaret Brent

24° Junis Novembr 2[do] 1646. These p[r]sents witnes that I Giles Brent of Maryland Esq[r] haue made & appointed and doe hereby constitute & appoint my loving Sister M[rs] Margarett Brent to bee my Attorney to demand sue for and recover all debts goods & cattell appertayning to mee in Maryland or due from any persons there vnto mee with full power to give discharg for the sume received and to the said effects to appoint & constitute any other party to bee my lawfull Attorney And whatsoever either shee herself or any other soe appointed by her shall doe concerning the p[r]misses I doe hereby obleige my self to ratify Witnes my hand.

In the p[r]sence of Richard Power, Mary Brent Giles Brent

24° Junis Knowe all men by these p[r]sence that I Richard Nevett doe constitute and make Georg Manners my true & lawfull Attorney to prosecute and answere the suite of Willm Bruff and other Causes to end with as full power and authority as I my self were there p[r]sent Witnes my hand this third day of June 1650 Sigill Richard Nevett

witnes Raphe Crouch

Liber A. 25° Junis Robert Kadger his Marke for Cattell & Hoggs viz: The left Eare cropt and two slitts in the Cropp. and the right Eare slitt in the middle onely

25 Junis Willm Brough his Marke for Cattell & Hoggs viz: The right Eare overkeeld and the left vnderkeeld

25° Junis Humfry Atwick his Marke for cattell & Hoggs viz: The right Eare cropt and the left vnderkeeld throughout the Eare

25° Junis Thomas White appointeth Georg Manners his Attorney in all Causes in Court till hee shall otherwise declare

25° Junis ffrancis Poesey appointeth M^r^ Richard Browne his Attorney to ꝑsecute & defend all causes concerning him this p^r^sent Court on his behaulf

p. 341 25° Junis M^r^ Edward Tompson doth desire & authorise M^r^ Thomas Hatton his Lo^pps^ Secretary to recover and receive for him from M^rs^ Margarett Brent or her Attorney the cattell mencōned in an order of Court made this p^r^sent 25^th^ of June betwixt him and the said M^rs^ Brent witnes his hand

Edward Thomson

Wittnes Mathew Stone

June 20^th^ 1650 These p^r^sents witnes that I William Bretton of Newtowne Gent, haue sold and delivered, and by these p^r^sents doe sell deliver and make over one black Heifer about two yeares old marked with my owne proper Marke viz: Over and vnderkeeld the right Eare, and cropt the left Eare, having two little small white spotts vnder the Belly, vnto Charles Maynard of Newtowne aforesaid planter And I doe hereby avouch the sale of the said Heifer vnto the said Charles his heires or Assignes, and will mainetaine the same against all iust claymes in lawe whatsoever

Witnes my hand Willm Bretton

Witnes Willm Evans

The deposicōn of M^r^ Paul Simpson Marriner aged 60 yeares or thereabouts sworne and examined the 28^th^ day of June 1650 Saith. That about March last hee being with L^t^ Willm Lewis at Appamattocks in the County of Northumberland in Virginia then and there heard M^r^ John Hallowes his wife say to the said L^t^ Lewis, that she suspected hee had inveigled and intended to carry away one Willm Greenestead and Thomas Meredith who shee said were servants that had run away or absented themselues from theire M^rs^ service or to that effect

And this depon[t] therevppon advised the said Leiv[t] Lewis not Liber A.
to meddle with the carrying of them thence. And this depon[t] doth not certainely knowe but saith it is very ꝑbable the said L[t] Lewis did (not long after) carry away with him the said Greenestead and Meredith from thence to Portoback, for that about a fortnight after hee sawe them at L[t] Lewis his House there. But this depon[t] saith the said Greenestead and Meredith went from the said L[t] Lewis his House at Portoback vppon Whitson Tuesday (as hee remembers) and that hee never sawe them there since, neither doth hee knowe where they were at any time since, but hath heard they were gone to Virginia And further hee cannot materially depose

Jurat coram me Tho: Hatton

6 April 1650. An Administracō̄ of the personall Estate of p. 342
John Palmer deceased was this day granted to M[r] Thomas Bradnock of the Isle of Kent, and sent inclosed in a Lre to M[r] Phillipp Connor with warrant and direccō̄ to him to administer the Oath to the Administrator and Appraisers and to take Bond of the Administrator &c and to make returne thereof. W[ch] accordingly hee did manner following Viz:

To the Secretary of Maryland &c

(Jut al) Sir I haue sent you hereinclosed M[r] Bradnocks Bond of 5000[l] of Tob: with the Inventory of all the goods of John Palmer I haue taken M[r] Bradnocks oath with the two Praisers being Henry Morgan and ffrancis Lumbard Soe &c I rest

from the Isle of Kent this 28[th] of Aprill 1650 — Y[or] servant whiles I am Phillipp Conner

This 24[th] of Aprill 1650. These are to whom it may concerne Knowe ye that I Thomas Bradnox of the Isle of Kent the Administrator of John Palmer late deceased doe by these p[r]sents acknowledg my self indebted vnto the Lord Proprietary the iust sō̄me of 5000[l] of Tob: to bee paid vppon demand after the date of these p[r]sents

The Condicō̄n of this p[r]sent Obligacō̄n is such that if the aboue bounden Thomas Bradnox shall and Will well and truely keepe and make or cause to bee kept or made a true & ꝑfect Accompt of all and every the Estate of John Palmer late deceased as farr as hee may, and give a iust Accompt for the same when hee shalbe therevnto required by his Lo[pp] and the Governor and Counsell or other Judg therevnto authorized for that purpose That then this p[r]sent Obligacō̄n is to bee voide & of none effect otherwise to stand and remayne in full force power strength and vertue in Lawe

Sign. Tho: Bradnox

Witnes ffrancis Lumbard Sign Henry Morgan

Liber A. This 24th of Aprill 1650. An Inventory of all the goods of John Palmer late deceased

	Impris 19 Ells of Canvas at 7l p Ell	103
	Item 4 Ells Holland at 20l p Ell	080
	Item 5 Ells of course Lynnen at l p Ell	060
	Item 2 paire of Shoes at 20l p paire	040
	Item one paire of Wosted Stockings at 25 p paire	025
	It one paire of redd stockings at 16 p paire	016
	It 2 paire of course stockings at 8 p paire	016
	It 2 Ells more of Holland at 16 p Ell	040
	It one white Wastcoate at 60l	060
	It yards and half of broadcloth at 40 p yard	100
	It one Shute of Broadcloth	180
	It 3 barrells of Corne and half a barrell of Eares	325
	It 18l of drinking Tobacco	018
	It 8l of powder at pound p pound	064
	It 48l of shott at 2l p pound	096
	It 2l of Soape 6l p pound	012
	It 1 pare of Cards 2 old knives & 1 old Razer & 3 hancks of threed & a paire of Sizers	018
p. 343	Item one sword & Belt	100
	It 2 old Hoes & 2 old Axes	040
	It one Hatt	050
	It 1 ffeather bed a boulster & a course Covering	400
	It 1 lace Band	020
	It 1 Chest	060
	It 1 shooting Gunne	250
	It 1 bushell of Salt & 6 spoones	030
	It 2 old Shirts	030
	It 1 old Capp	008
	It 1 Bill of John Bennetts of Corne	340

p. 344 Be it knowne vnto all men by these p[r]sents that I Leive[t] Willm Lewis of Portobacco in the Province of Maryland doe make and convey over vnto Paul Simpson Marriner his heires & Assignes for ever All my Cropp of Tobacco w[ch] is nowe this p[r]sent yeare standing and groweing at Portobacco. And
p. 345 haue delivered him the said Simpson part in possession in liewe of the whole Cropp Which Cropp is made over to the said Simpson for the security of seaven thousand three hundred eighty and fower pounds of Tobacco and Caske to conteyne the same As witnes my hand this tenth day of July Anno dni 1650

Willm Lewis

Witnessēd by vs John Hallowes, Robert Spicer

Mr William Wilkinson clerke his Marke for Cattell & Hoggs viz: The right Eare swallowe tayled and the left Eare whole. Liber A.

1° Junis The Court formerly appointed to bee held the twenth of June was this day by Proclamacōn adiourned till the 25th of June

At a Court held at St Maries the 25th of June 1650 } Present. The Governor. Thomas Greene Esqr Capt John Price, Mr Tho: Hatton

Mr Willm Brough plte Richard Nevitt deft } The plte̅s suit being for three hundred thirty nyne pounds of Tob: in Caske payable by Bill the tenth of November last, George Manners the defts Attorney confesseth the debt put p Billam. It is ordered that the defendt shall forthwith pay vnto the plaintiffe the said Three hundred thirty nyne pounds of Tob. and Caske with charges of Court.

21 No: 1650 Execuc ad satisfaciend

Mr Willm Brough plte Bartholomew Phillipps deft } The plte̅s suit being for fower hundred and forty pounds of Tob: & Cask and two Barrells of Corne payable the tenth of November last by Bill. Mr Phillipp Land Attorney for the deft acknowledgeth the debt put p Billam, all but one barrell and an half of Corne wch hee saith is paid wch the plte likewise acknowledgeth. It is therefore ordered that the defendt shall forthwith pay vnto the plaintiffe the said fower hundred and forty pounds of Tob: and Caske and half a Barrell of Corne with Court charges

21° No: 1650 Execuc ad satisfaciend

June 21° 1650. These prsents Witnes that I Bartholmewe Phillipps doe hereby constitute & appoint Mr Phillipp Land my true and lawfull Attorney in all Causes wherein I shalbe either plaintiffe or deft within this Province Witnes my hand

Test Wm Bretton Sign Barth. Phillipps

Mr Willm Brough plte Lt Wm Evans & his wife execrs of Wm Tompson her late husband deceased deft } The Complaynants suite being for fower hundred twenty and three pounds of Tob: and Cask due to him out of the decedents Estate by Bill and payable the tenth of November last. The deft Lt Evans acknowledgeth the debt put p Billam but craves the liberty of an Administrator allowed heretofore in this Province of a yeare and a dayes respite. This Court therefore being not willing to infring the said Custome in point of time of paymt doth order that the deft shall pay vnto the plaintiffe out of the said decedents estate the said fower hundred twenty and three pounds of Tob: and

Liber A. Caske by or vppon the tenth of January next being a twelue-moneth and vpwards since the decedents death or in default thereof Execucōn then to issue out if the plaintiffe desire it.

Aprill 26th 1650. Knowe all men by these p[r]sents whom it may concerne that I Henry Brookes of Apomattocks planter doe hereby constitute appoint and ordeine Georg Manners of Maryland planter my true and lawfull Attorney and in my name to sue arrest & implead recover & discharg all men who is any wayes indebted vnto mee to all intents and purposes as if I my self were personally p[r]sent Witnes my hand the day & yeare aboue written The marke of
Signed & delivered in Henry Brookes
the p[r]sence of
Nichās Gwiter

p. 346 Henry Brookes plte } The Comp[lte] by Georg Manners his Attor-
Nichās Cawseene deft } ney sueth to bee releived for a Gunne taken from him in the late troubles by Governor Calverts direccōn vppon ꝑmise of redelivery as hee alleadgeth. W[ch] Gunne being since come to the def[ts] hands hee refuseth to deliver the same to the plte. The defend[t] denyeth soe farr as hee knowes that hee hath any Gunne of the pltes, but saith that Governor Calvert in his life time gave him a Gunne w[ch] hee still hath. Wherevppon the plte Attorney moved that the said Gunne may bee ꝑduced in Court to morrowe to bee veiwed W[ch] the Court doth order accordingly and will then further ꝑceed in the Hearing of this Cause.

John Malham plte } The Complte maketh oath in open Court
Lt Willm Lewis deft } that about the middle of March last hee being then Sheriff of Northumb[r]land County in Virginia had in his custody as Prisoners Willm Greenestead and Thomas Merriday twoe Runaway servants. W[ch] 2 Runawaies hee is credibly informed and verily beleiveth that the def[t] tooke with him to Portoback at such time as they were this depon[ts] Prisoners as aforesaid

Vppon the Peticōn and Affidavit of John Malham before recited It is ord[r]ed that a warrant bee issued out directed to the Sheriff of S[t] Maries County to appoint L[t] Willm Lewis either forthwith to deliver the said Prisoners or the said Sheriff in case of refusall is to apprehend and bring him forthwith before the Governor & Counsell to answere the charge laid against him at the said Malhams suite

Warr^t^ supinde 27° Junij and a subp^a^ to Paul Simpson to bee examined as a Witnes in this Cause on the pltes behaulf r imediate Liber A.

John dandy plte
Mr Rich: Husbands
Marriner deft

M^r^ William Eltonhead gent maketh oath that about the later end of ffebruary last being aboard M^r^ Richard Husbands Shippe then riding in S^t^ Georges River hee heard the said M^r^ Husbands say hee would punish John dandy who was then aboard the said Shipp, and then called for some of his seamen and commanded them to binde the said dandy And afterwards the said dandy sending for this depon^t^ hee therevppon went to him in the Gunroome where hee found him the said dandy bound having his Armes fast pinioned behind him and tied to his neck with a Cord in a rigorous fashion And the said dandy then tould this depon^t^ the said Husbands had soe bound him And therevppon the seamen telling this depon^t^ the said Husbands theire Maister had bound him and they durst not vnloose him hee this depon^t^ then vnloosed the said dandy And further deposeth not

Jurat 25° Junii coram me Tho: Hatton

Georg Manners plte Marks Pheypo Nichās Keetinge defts And Nichās Keeting plte and Georg Manners deft

The matter in question betwixt the said parties consisting of Accompt w^ch^ being imperfect and not fitt for the determinacōn of the Court at p^r^sent. It is by consent of all parties ordered That all matters in difference betwixt them bee referred to the hearing examinacōn & determinacōn of M^r^ Cuthbert ffenwick M^r^ Willm Eltonhead and M^r^ Richard Willan who are hereby authourised to call the said parties and theire witnesses before them at any time before the next Court as they shall thinke fitt, and to examine them or any of them vppon oath for the better stating of the Accompts and settling of all differences, And by all good meanes to determine all the said differences if they can or else to certify theire proceedings together with theire opinions therein And the Court will therevppon make such further order therein as shalbe fitt And the said parties and every of them doe hereby obleige themselues severally in the sōme of Tenne thousand pounds of Tob: & Caske to stand to such end & determinacōn therein as the said Referrees shall happen to make, to bee paid by the discenting party or parties to the other party or parties that shall not discent from the said determinacōn And the said Nichās Keeting doth hereby obleige himself on the behaulf of the said Marks Pheypo for whom hee is Attorney that hee shall comply in all things with this p^r^sent Order

Nicholas Keeting
The marke of Georg Manners

Liber A. p. 347 Memorand that I Marks Pheypo doe hereby constitute my loving ffreind Nicholas Keeting my true & lawfull Attorney for mee and in my name to demand & receive all debts or Accompts due vnto mee by specialty within this Province or otherwise and further to acquitt sue release imprison any person or persons with as full power as to any Attorney may belong, and what my said Attorney shall performe herein shalbe good in lawe Witnes my hand Anno dni 1650 June the 4th

Markes Pheypo

Willm Hardwich plte } Walter Beane deft } The plte sues to bee releived against the deft for great Costs and charges by him sustayned in a suite formerly depending betweene him the said nowe Compłte plte and Capt John Price defendt by reason of an imperfect Verdict brought in by the nowe defendt then foreman of the Jury in that Cause as hee alleadgeth. To this the defendt alleadgeth that the Verdict was ꝑfect and that the Jurors all agreed thereto.

Barnaby Jackson one of the Jurors in open Court maketh oath that after the Verdict nowe in question was brought in by the Jury (the same day as this depont taketh it) Willm Stiles one of the then Jury in this Cause expressed in this deponts hearing that after hee heard the greater part of the Jury give theire assent to the verdict then to bee by them brought in, hee gave his consent thereto also : or to that effect

Vppon the debating of this Cause, Willm Hardwich the plte vsed some opprobious words to Tho: Greene Esqr pʳsent in Court viz: That when the Cause formerly came to hearing hee the said Mr Greene his Loppps then Governor, put him the Compłte in prison to take him off from ꝑsecucōn of his Cause, or to that effect. wherevppon the Court fined him 300li of Tob. & Caske to his Lopp and imprisonmt during the Governors pleasure. But hee expressing himself very sorry for his Offence and asking Mr Greene forgivenes in open Court The Governor discharged him of the Imprisonmt and Mr Greene remitted the offence soe farr as lay in him, and the Governor vppon his submission remitted the ffine

The further hearing of this Cause is respited till the next Court and the plte may then ꝓceede if hee thinke fitt

Edward Tompson plte
Mrs Marg: Brent deft

Vppon the back of the execucōn agt Mrs Margaret Brent in this cause is indorsed as followeth Viz.

The plte on the behaulf & as Guardian of the Children of Thomas Buttler deceased sues to bee releived against the deft Executrix to Leonard Calvert Esqr deceased for two Cowe Calves payable three yeares since to the said

Septembr 1653 at a Court held for the County of Northumbland I doe acknowledg to haue of Mrs Margaret Brent full satisfaccõn for this within written Execucõn
Teste Edw. Tompson
Samuell Smith
Tho: Wilfred.

Childrens vse As by Governor Calverts Bill vnder his hand vppon record appeares, together with theire Increase & damages To wch Georg Manners the defts Attorney acknowledgeth the debt put p Bill, but for the Increase referreth himself to the Judgmt of the Court, and prayeth to bee secured in the põssion of the House & Plantacõn in liewe whereof the said Bill was enterd into by the said Governor Calvert It is therefore ordered that the defendt shall within three weekes pay and deliver vnto the plte or to whom hee shall appoint for the vse of the Children of Thomas Buttler deceased two Cowes and two Calues And soe doeing the said deft her heires and Assignes are hereby warranted to hold and enioy the quiett possession of the House and plantacõn heretofore of Thomas Butler deceased in liewe whereof the said Bill was entred into by Governor Calvert against the said Children or any of them or any clayming by from or vnder them or any of them And vppon the delivery of the said Cattell the plte is to give such security as the Court shall thinke fitt to pserve them and theire Increase for the said Childrens vse Liber A.

Execucn ad satisfaciend 12° Oct against Body

Vppon the Mocõn of Lt Gwiter High Sheriff for an alloweance for his paines taken in apprehending certaine Runawayes vppon the Informacõn & request of Humfry Tabb and other paynes & charges about that occasion The Court thinks fitt and doth allowe him 200li Tob and Caske.

Vppon the earnest mocõn of the Inhabitants to bee discharged of theire attendance on the Court at psent it being very like to bee plantable Weather The Governor brake vpp the Court for this time and appointed the next Court to bee held for this County at St Maries the tenth of October next And all Causes left vndetermined this Court are respited till them

Rich: Cole plte
Jo: Halfhead deft } Subpa Jo: Greeneway & James Langworth ad test 25° Junii p. 348

Sould & delivered vnto John Ward one black Cowe cropt on the left Eare and the right Eare slitt and half the vnder part taken away Wch Cowe is cõmonly called by the name of Young Bulhead And I the said Walter Beane doe warrant the said Cowe & her Increase against all claymes in lawe whatsoever as Witnes my hand this psent second of March 1649

The marke of Walter Beane

Witt, Wm Assiter, The marke of Henry ffox

Liber A.

Interrogatories to bee administed to witnesses to bee examined on the part & behaulf of M^r^ ffrancis Brookes Complte ag^t^ M^rs^ Margaret Brent Attorney of Cap^t^ Giles Brent def^t^

1 Imprimis whether or noe were you (amongst others) sent or imployed by Cap^t^ Giles Brent about 5 yeares since when Governo^r^ Calvert came last out of England to hire or borrowe the said Complte M^r^ ffrancis Brookes his Shallopp at Kent for transportacō̄n of him the said Cap^t^ Brent to S^t^ Maries and ꝓvision for the Voyage or what doe you remember conc^r^ning the same?

2 Item vppon what termes did the said Complte lend or hire his said Boate to the said Cap^t^ Brent and ꝓvisions for the Voyage. Was it not vppon the said Cap^t^ Brents ꝓmise to satisfy him for the same, and what satisfaccō̄n did the said Cap^t^ Brent ꝓmise to give or allowe for the said Boate and the Compltes paines in goeing along therewith and such ꝓvisions as hee had made for the voyage, and what were the said Provisions. did not the said Complte kill a Hogg for that purpose And what doe you conceive in conscience the hire of the said Shallopp for that Voyage and the Compltes paines and time spent and the said Provisions were Worth.

3 Item what other matter or thing canne you say w^ch^ may bee for the Pltes behoofe in this Cause declare the truth vppon yo^r^ oath in every particular. Subp^a^ Shercliff r 25° Junii

The deposicō̄n of John Sheirtcliffe taken the 19^th^ of June 1650 vppon the Interr aboue Written.

To the first this depon^t^ saith that about 5 yeares agoe (as hee remembreth) Cap^t^ Giles Brent came downe to S^t^ Maries from the Isle of Kent together with divers other Passengers in a
p. 349 Shallopp belonging to M^r^ ffrancis Brook But whether or noe hee this depon^t^ way imployed & sent to bring the said Shallopp from M^r^ Brookes House by the said Cap^t^ Brent or whether hee went by reason of getting soe ffitt & convenient passage downe in her hee cannot depose Neither can hee depose any thing concerning the Provisions put into the said Shallopp, Onely hee supposeth that the said M^r^ Brookes did put aboard some Provisions But what they were hee cannot iustly remember nor that any Agreem^t^ was made therefore or concerning them either by Cap^t^ Brent or any other whatsoever. To the rest hee knoweth nothing

The marke of Jo: Sheirtcliffe

Jurat & exāiat coram me W^m^ Bretton

June 16^th^ 1650. This day came Bartholomewe Phillipps of Newtowne hundred in the Province of Maryland plant^r^ and

acknowledgeth himself to owe & stand indebted vnto Thomas Mathewes of S^{t} Inegoes in the Province aforesaid gent in the full so$\overline{\text{m}}$e of two hundred and twenty pounds of Tob: & Caske or thereabouts And if that the Specialty already signed by mee the said Bartholomewe Phillipps vnto the said Thomas Mathewes amounteth to more then is here expressed I doe hereby acknowledg it to bee a iust debt And further a Judgm^{t} to bee entred according to that Specialty As witnes my hand. Liber A.
Recogn coram me Wiłłm Bretton Sign Barth: Phillipps

somons The deposic$\overline{\text{o}}$n of James Langworth aged 20 yeares or thereabouts & John Greenehold aged 25 yeares & vpwards taken this 19th of June 1650

James Langworth deposed saith that about 2 yeares agoe hee did help John Halfhead to alter a Marke of a yearling reddish Cowe calf marked at that p^{r}sent (before it was altered by this depon^{t}) with both eares cropt. But the right Eare (as hee thinketh) was not soe perfect a Cropp being cutt a little hollowe, but it could not bee intended like a swallowe Taile And that hee veryly beleiveth that it was soe cutt hollowe in doubling the Eare when it was cropt W^{ch} said Calf hee the said John Halfhead received of M^{rs} Margarett Brent for the vse of Wiłłm Assiter And further hee deposeth not

Ja: Langworth

John Greenehold deposeth idem ad Verbum quod James Langworth vt sup^{a} The marke of Jo. Greenehold
Jurat cora me Wiłłm Bretton

These p^{r}sents witnesseth that I Wiłłm Tompson of the Newtowne Hundred in the Province of Maryland for and in consideracō̄n of a valuable somme by mee in hand received haue bargained & sould vnto Phillipp Land or his Assignes one Redd Cowe about the age of 4 yeares or thereabouts being marked with a Cropp on the right Eare and slitt in the same Eare, the left Eare having onely a hole cut in it, being my owne ꝑp Marke. W^{ch} Cowe with her future Increase I doe hereby alienate bargaine and sell vnto the said Phillipp Land his heires or Assignes for ever as theire owne ꝑp goods And farther I doe hereby binde my self my heires or Assignes to saue and keepe harmeles the said Phillipp Land his heires or Assignes from any ꝑson or persons that shall lay any iust clayme to the said Cowe or her future Increase In witnes whereof I haue herevnto sett my hand this 20th of december 1648 p. 350

The marke of W^{m} Tompson

Signed & dd in the p^{r}sence of vs
W^{m} Bretton

Liber A. p. 351 These p[r]sents witnesseth that I Willm Bretton of the County of S[t] Maries in the Province of Maryland gent, for & in consideracō̄n of a valuable so[m]e by mee in hand received haue bargained & sold vnto Phillip Land of the same place gent his heires or Assignes one blackish browne Heifer of my owne ꝑper Marke that is, the right Eare vnder & overkeeld, and the left Eare cropt, and her naturall Marks are a browne Mussell, & brownish about the Eares, and whitish browne about the vdder & betweene the hinder Leggs. W[ch] Heifer is little more then one yeare old. Which Heifer with her Increase I doe hereby alienate bargaine and sell vnto the said Phillipp Land his heires or Assignes forever as his owne proper goods And further I doe hereby binde my self my heires or Assignes to saue & keepe harmeles the said Phillipp Land or his Assignes from any ꝑson or ꝑsons that shall lay any iust clayme vnto the said Heifer or her Increase In witnes whereof I haue sett my hand this 27[th] day of June 1650

W[m] Bretton

Signed & deliv[r]ed in the p[r]sence of Nichās Gwiter

3° Sept. John Hatch his marke for cattell & Hoggs viz. The right Eare slitt in the midle and the vpper part taken away neere the bottome of the slitt, and the left Eare slitt and hollowed the vnder part hanging downe.

p. 352 11° Sept John Wheatley his marke for Cattell and Hoggs viz A Hole in the right Eare the left Eare swallow tayled and the fore part cropt off.

11° Sept Nichās Banister his Marke for Cattell and Hoggs viz: The right Eare swallowe forked and the left Eare cropt and a slitt in the Cropp.

7° Sept An Administran is this day granted to M[r] Robert Clarke of all the goods chattells debts and personal Estate within this Province of James Warrington deceased vppon oath to exhibit a true Inventory by 1° Marcij vnles &c And to keepe and make a true Accompt when &c And that the decedent made noe will & that hee is greatest Credditor to his knowledg & knowe not of any of kindred &c

p. 353 23° Sept M[r] Tho: Hatton his Lo[pps] Secretary his Marke for Cattell & Hoggs viz On both Eares, the hinde part cutt of from a little beneath the Tipp on the fore part sloapeing somewhat neere the roote on the hinder part making both Eares appeare short & picked

15to Sept 1650 L^{t} Richard Bancks freely ingageth himself to satisfy the 900^{l} of Tob: and Caske for the redempc̄on of Thomas the sonne of Thomas Allen deceased according to the order of Assembly for that purpose without any consideracōn of servitude or any other consideracōn whatsoever but his free love and affeccōn witnes his hand the day and yeare aboue-said Richard Banckes
Testet Tho: Hatton Barnaby Jackson

Liber A. P. 354

Vlt August vppon Complaint of Thomas Maidwell ag^{t} Jo: dandy & his Wife for assaulting in a violent manner & striking him to the ground with a Hammer and dangerously wounding him. A warrant issued out to the Sheriffe to bring them before the Governor. who vppon examinacōn of the matter committed dandy into the Sheriffes custody

The deposicōn of Thomas Maidwell of the County of S^{t} Maries taken the 2^{d} day of September Anno dni. 1650

The said depon^{t} saith that vppon the last day of August last past Hee this depon^{t} being at worke at his trade in the Shopp at S^{t} Inegoes ffort John dandies wife came vnto him giving him very ill language, onely (as hee conceives) for that hee accepted of 2 or 3 Peaches w^{ch} a Girle w^{ch} lives in House with the said dandy had given him this depon^{t}. And the said John dandy being then in the said Shopp, therevppon and vppon noe other occasion (as hee conceives) making towards this depon^{t} with a Hammer in his hand of about 3^{l} waight. This depon^{t} suspecting hee intended some mischeife to him went back to avoide the same out of the said Shopp. And therevppon the said dandies Wife (being behind him this depon^{t} struck him on the head with a Smithes Cindar (as shee hath since confessed) a blowe w^{ch} something stunded him this depon^{t}. And the said dandy suddenly therevppon with the said Hammer struck this depon^{t} a blowe vppon the head w^{ch} felled him to the ground And this depon^{t} with much strugling & amazem^{t} at length getting vpp ranne out of the said ffort and called for help And had hee not by that meanes escaped from them hee doth much suspect they would haue endeavoured to haue murthered him W^{ch} hee the rather hath cause to beleive for that the said dandies Wife had formerly threatned to doe this depon^{t} a private mischeife looke to himself as well as hee could And this depon^{t} further deposeth that vnlesse some course bee taken by authority to restraine the said dandy and his wife from doeing him this depon^{t} further mischeife hee much feareth it will not bee safe for him to followe his trade againe at the said Shopp without danger of his life And further deposeth not.

Jurat die & Anno Sup^{a} dict coram me W^{m} Stone

Liber A. Vppon the oath aboue Written a warr^{t} issued out the same day to the Sheriffe to detaine dandy in his custody till hee gaue security of 2000^{l} Tob. to appeare the next Court to answere Maidwells suite in an Accō of battery and for his and his wives good behaviour in the meane time

23° Sept Anno dni 1650. Knowe all men by these p^{r}sents that all Controversies Causes Accōns whatsoever are fully and wholy ended from the begining of the World vnto this day betweene Thomas Maydwell and John dandy as witnes o^{r} hands the day and yeare aboue written
In presence of Edward Packer, Raphe Crouch Tho: Maydwell
Sigil Jo: dandy

Wm Smoote plte Mr Cuthbt ffenwick deft } The deposicōn of Mary the wife of L^{t} Nicholas Gwither taken the seaventh day of October 1650. vpon oath saith.

That she knowes not the Cowe in question betweene the said plte & def^{t} otherwise then by the pltes descripcōn being as hee relates a brownish Cowe her Hornes bending inward, w^{ch} hee not long since had of the said def^{t} by order of Court as this depon^{t} hath beene informed And this depon^{t} further deposeth that the last Springe was a tweluemoneth when shee
p. 365 lived in House with the def^{t} M^{r} ffenwick hee the said M^{r} ffenwick was possessed of such a Cowe as before is described. W^{ch} Cowe that Spring had a Calf, but whether a Bull or Cowe Calf shee knoweth not certainely, but to her best remembrance it was a Cowe Calf, w^{ch} was weaned amongst the rest of the Calves there that yeare but what further became thereof shee knoweth not nor of any other Increase the said Cowe had, shee this depon^{t} living at M^{r} ffenwicks House not aboue one yeare And further deposeth not
Jurat die & Anno Sup dict coram me
Tho: Hatton

p. 367 12 Oct This Bill bindeth mee Joseph Edley my heires exec^{rs} Adm^{rs} or Assignes to pay or cause to bee paid vnto M^{r} Willm Eltonhead his heires Execu^{rs} or Assignes the iust sōme of Six hundred and tenne pounds of the best sort of Maryland Tob: in Leafe and caske, And for the true ꝑformance hereof I doe binde over all goods & cattell with my whole Cropp to bee paid at or vppon the 10th day of october next ensueing the date hereof as witnes my hand the eight day of January 164ç
Witnes Nicholas Smith The marke of Joseph Edley
Item 300 4^{d} nailes and 50 6^{d} Nailes

p. 368 This Bill bindeth me Geoffery Gant my heires Exec^{rs} Adm^{r} or Assignes to pay or cause to be paid vnto M^{r} Willm Elton

head his heires Execrs or Assignes the iust sōme of 500l of good merchantable Tob: and Caske And for the true performance hereof I doe binde over all my personall estate and Cropp to bee paid at or vppon the tenth day of October next ensueing the date hereof As witnes my hand the fift of ffebruary 1649 Liber A.

The marke of Jeffery Gant

Witnes the marke of Jo: Tragare

Item for 1 Hoe	30
Item 2 shutes of powder & shott to Gant	
Item more 1l of powder	
Item 4l of shott	
Item one paire of Shoes	20
Item discompted with Martin Kirke for you	120
Item discompted with H. Potter for	100

Witnes Martha Conoway The marke of Jeffry Gant

At a Court held at St Maries the 2d day of September 1650 } Present { The Governor Robert Brookes Esqr / Mr Thomas Hatton

fforasmuch as it is credibly reported that Capt Giles Brent hath heretofore done or attempted to doe divers things prjudiciall to the right hoble the Lo: Propry of this Province and his vndoubted right and title therevnto and contrary to the trust reposed in him by his said Lopp It is therefore ordered that Georg Manners bee his Loppls Attorney to make diligent Inquisicōn touching his the said Capt Brent's comportmt towards his Lopp and his aforesaid right and title, and to sōmon what witnesses hee shall thinke fitt to bee examined touching the prmisses on his Loppps behaulf, and in the Provinciall Court there to psecute against him the said Capt Brent for any offence or misdemeanor in Words Accōns or Attempts to the priudice of his said Lopp in his vndoubted right and title to this Province and to vse all lawfull meanes for the discovery of the same

At a Court held at St Maries the tenth day of October 1650 } Present { The Governor. Tho: Greene Esqr / Capt John Price. Mr Secretary

John Sturman plte / Tho: Copley Esqr deft } The Compltes suite is to bee releived against the deft for a Heifer of 2 yeare old wch the deft by a Note vnder his hand dated 26° August 1646. pmised to deliver to Robert Sedgrave whensoever hee should bring him certaine Bookes in the said note mencōned. Wch bookes had beene brought and delivered accordingly And Sedgrave had assigned the said Heifer to the plte by an Assignemt vnder his hand of the 10th of Octob 1648. Wch

Liber A. Heifer having beene often demanded by the plte and those hee appointed to receive her was not yet delivered. To this the defᵗ acknowledged his said ꝑmise vnder his hand to Sedgrave and the receipt of the Bookes, And saith the Heifer was legally tendred as appeares by Jo: Greenewayes oath, as followeth

John Greeneway aged about 25 yeares deposed saith That about Michaelmas last past Mʳ Tho: Copley gave him order to deliver one Heifer to the vse of Robᵗ Sedgrave Wherevppon this deponᵗ tould Charles Rawlins then the deputed Attorney of Robert Sedgrave that hee should come any morning or evening and hee would deliver him the Heifer and to this purpose hee spake 5 or 6 severall times to him to come and receive it wᶜʰ hee failing to doe hee tendred the Heifer to the vse of Robert Sedgrave in the presence of Mʳˢ Margaret Brent & Mʳ John Rookewood and gave notice of it to Charles Rawlins, and that the Heifer was afterwards knowne at Sᵗ Maries by the name of Robert Sedgraves Heifer And further hee saith not

The Marke of Jo: Greeneway

Jurat coram me Jo: Pille 22° June 1650

And Mʳˢ Margarett Brent pʳsent in Court averred the said tender. Wherevppon the Compłte said hee went to receive the Heifer but she was not to bee found And soe hee deputed Charles Rawlinson to receive her. And by the said Rawlinsons oath ꝑduced in Court hee saith that to his remembrance Mʳ Copley gave Greeneway order to deliver him a Heifer and that Greeneway tould him afterwards that hee had tendred one for Sedgraves vse. And the plte not making any materiall obiecc̄on agᵗ Greenewayes oath The Court conceiving the tender of the Heifer therein expressed being a black Heifer of Mʳ Copleys marke as was averred to bee a sufficient delivery doth dismisse the plte suite cleerely & absolutely out of this Court.

John Hatch plte
Wm Hardwich deft } The plte suite being for the delivery vpp of a Noate vnder his hand wᶜʰ hee had heretofore given vnto the defᵗ or to Thomas Sturman for the delivery of a Cowe and her Increase to them or one of them they paying him certaine Tobaccoes wᶜʰ he had paid to Tho: Greene Esqʳ for theire or one of theire debts wᶜʰ Cowe the defᵗ had received together with a Calf being all the Increase that lived. Yet refused to deliver vpp the said Note To wᶜʰ the defᵗ acknowledgeth hee hath the Note but that it belonged to Tho: Sturman who had intrusted him therewith and to whom hee

was accomptable for the same and intended to redeliver it to Sturman and prayed that hee might not bee at liberty soe to doe in discharg of the trust and that the plte might bee ordered to seeke for releife against Sturman touching the same w^ch^ is ordered accordingly. Liber A.

1302158

L^t^ Willm Lewis appeared this day personall vpon an arrest at the suite of John Malham Joseph Edlowe this day acknowledgeth to bee due to Tho: Copley Esq^r^ out of the estate of Robert Wiseman deceased (whose Adm^r^ hee is 277^l^ of Tob: and Caske

The same Court contynued 11^o^ Octobr 1650 } Present { The Governor. Cap^t^ Price Tho: Greene Esq^r^ M^r^ Secretary p. 369

Joseph Cadle plte } Robert Robins deft } The plte's suite being for 400^l^ Tob & Caske p Accompt It being prayed on the def^ts^ behaulf that the Hearing bee referred till the next Court in regard of his vrgent occasions at this time And the plte agreeing therevnto It is ordered accordingly.

John Thimbleby Adm^r^ of Peter Mackarell according to a former order this day pduced his Accompt concerning the sayd estate to the Court and prayed for his Quiet est And the said Accompt being pvsed by the Court and found to ballance the totall of the Inventory And publique Proclamac̄on being made thereof in open Court and noe obiecc̄on made to the contrary The Court allowes of the Accompt and doth order that the Adm^r^ may haue his Quietus est and the Bond taken for his true Administrac̄on to bee voide and cancelled

Tho: Warr plte } Rich: Browne deft } The plte sues for 350^l^ of Tob: and Caske p Assumpsit (being M^r^ Lands debt The def^t^ acknowledgeth hee vndertooke to pay the said debt for M^r^ Land Which is ordered accordingly

21^o^ No: Execuc ad satisfaciend

M^r^ Jo: Pile p^r^sent with the rest vt Sup^a^

Cap^t^ John Price plte } Luke Gardiner deft } The plte sues to bee releived against the def^t^ for that in a slanderous manner hee had reported that the plte kept an vnlawfull dog to kill his neighbors stocks because hee would haue the whole range himself. To w^ch^ the def^t^ denies that hee spake those words as they are charged against him absolutly, but with this addic̄on (for ought hee knewe) And the words being spoken in private betwixt the plte and def^t^ and therefore noe proofe) The Court lookes vppon the words as they are confessed to haue beene vttered by the def^t^ as a disrespective expression to one of his Lo^pps^

Liber A. Counsell. But vppon his the defts acknowledgmt of his fault herein vppon hopes of his more respective carriage hereafter remitteth the Offence

Richard Bennett Esqr plte
Thomas Copley Esqr &
Raphe Crouch gent } defts

The plтes suite being for 1133l of Tob: & Caske for goods delivered to the deft Crouch for the other deft Mr Copleyes vse, and for paymt of wch Tob: in Anno 1648 the said Crouch gave a Note vnder his hand dated 10. May the same yeare. To wch the deft Mr Copley appearing gratis alleadging hee had witnesses in Virginia to bee examined in this Cause, and desired time for that purpose It is therefore ordered with the consent of the said Mr Copley, that hee make his proofe by the first of ffebruary next ꝑemptorily

Paul Simpson plte
ffrancis Poesey &
John Villane defts

Lt Wiłłm Lewis being the plтs Attorney sues for 1098l of Tob: & Caske and 40 Armes length of Roanoke vppon Accompt Mr Richard Browne Attorney of the defts denyeth the debt in part and desires liberty to discompt for the rest But it appearing to the Court that matter on both sides consisteth of Accompt wch by reason of the parties absence cannot bee at present fitted for the determinacōn of the Court being very vnperfect. It is ordered by the consent of the Attorneyes on both sides That the further hearing of this Cause bee respited till the next Court where the parties themselues are to bee pr̄sent

Richard Bennett plte
Rich: Browne deft

The plte by his Peticōn setteth forth that hee bought of the deft a Plantacōn in Mr Gerrards Mannor for wch hee gave the deft his Bill of 300l Tob: & Caske payable this yeare together with a Cowe, and the deft engaged himself to deliver the plte a Lease thereof free from all arreares of Rent wch hee hath not yet done, and Mr Gerrard hath forbidden the plte to enter vpon the plantacōn vnles hee pay him certaine Rent arreare whereby the plte is like to bee much dampnified and prayeth that the deft may bee compelled either to ꝑforme his bargaine or else to deliver him vpp his said Bill It is therevppon ordered notwithstanding any obieccōn made by the deft that the said deft shall by the 25th day of this moneth deliver vnto the plte a good Lease of the Plantacōn in question for 12 yeares to come at Christmas next cleere of all arreares of Rent & Incumbrances, or in default thereof by that time deliver vpp vnto the plte the Bill hee gave him for the purchase thereof and the bargaine to bee voide

Mrs Katheren Hebden Admrix of her late husband deceased plte
Barnaby Jackson and the other Trustees of the decedents estate defts

The matter in question betweene the said parties being whether the Admracōn or the deede in Trust should stand in force. Vppon the Reading of William Marshalls deposicōn formerly taken & recorded, and the deposicōns of Mr John Pile and John Halfhead nowe taken in open Court being as followeth viz. Liber A.

The deposicōn of Mr John Pile taken in open Court the 11th day of October 1650. vppon oath saith

That when hee was living at Mr Cawseenes House Mrs Hebden comeing thither this depont not being then at home but at his comeing home was tould that she had beene there and had left word that her husband Mr Hebden desired him to come vnto him and bring the deedes of Guift with him for she said her husband was minded to haue it altered or words to that purpose Wherevppon this depont saith that as soone as hee conveniently could carryed the deed of Guift with him. And hee said to Mr Hebden I haue brought you here the deed for I vnderstand from your wife that you are minded to alter it. And Mr Hebden made Answere that hee had noe such intent but prayed him to keepe it for hee had noe intent to alter it in any thing And that hee was to see Mr Hebden about 2 or 3 dayes before his death and hee never mencōned nor any Wayes declared vnto him any intencōn or minde to alter the foresaid deed p. 370

The Oath of John Halfhead taken die & Anno vt supa John Halfhead maketh oath that hee being at Mr Hebdens House about a fortnight or 3 weekes before hee dyed (as hee remembers) Barnaby Jackson then and there desiring to bee released of the Trust concerning Mr Hebdens estate Mr Hebden refused to release or excuse him therefrom And further deposeth not.

The Court herevppon conceiving by the oathes of Mr Pille and John Halfhead that the decedents last intencōn and expression was that the deed in trust should stand in force doth order the same accordingly And that the Administracōn doth ꝑply belong the Trustees wch they are at liberty to take out if they thinke fitt.

12 oct Richard Browne acknowledgeth a Judgmt to George Manners of two hundred pounds of Tob: and Caske due by Bill dated 28° Junii 1649 and payable 10 Novembr last

12 Oct Richard Browne acknowledgeth a Judgmt to Georg Manners of six hundred pounds of Tob: & Caske formerly due

Liber A. by Bill to Richard Hill dated 29 Junii 1649, & payable 10 Novembr last. But by ꝑmise vnder handwriting payable to George Manners 6° No: Execuc ad satisf. for 800ˡ Tob: & Caske agᵗ body & goods

Nichās Banister plte } Richard Browne deftˢ } The plte sues in the behaulf of his wife in an Accōn of slander for that the defᵗ had reported his said wife had said shee heard ffrancis Popes wife say that the king dyed iustly or to that effect. Wᶜʰ the defᵗ averred was true, And it appeared by the oath of Georg Ackricks wife and by the relacōn of Mʳ Willm Bretton and others that the defᵗ had reported that ffrancis Popes wife spake the words without charging the relacōn of it to the pltes wife But the defᵗ denyed hee heard ffrancis Popes wife say any such thing and not being able to prove any thing against the pltes wife The Court thought fitt that the defᵗ for intermedling with a busines of this nature and not being able to make any proofe thereof, but being found in two severall Tales should pay vnto the plte for his vniust vexacōn three hundred pounds of Tob: and Caske, but the pltes wife present in Court on the behaulf of her husband was willing to remitt the penalty in regard of the defᵗˢ vnability (as she conceived) to make satisfaccōn and rests satisfyed. hee paying Court charges, Wᶜʰ is ordered accordingly.

Georg Manners confesseth a Judgmᵗ to Willm Hardwich of twelue hundred pounds of Tobacco and Caske. Execucōn inde 28° January 1651 ad Satisfaciend

Tho: Copley Esqʳ plte } Wm Hardwich deftˢ } By consent of both parties the hearing of this Cause is respited till the next Court.

The same Court contynued } 12° Octobris 1650 } Present { Governor. Capᵗ Jo: Price / Mʳ Secretary

John Rosier clerke plte } Arthur Turner deftˢ } The plaintiffe by Willm Hardwich his Attorney sues for 800ˡ of Tob and Caske due by Bill 10 decembr last The defᵗ acknowledgeth the debt ꝑ Bill, but alleadging that the debt did arise for transportacōn of cattell & other goods in the pltes Boate desires liberty to discompt for damages sustayned therein by the pltes default, and beinge not able at pʳsent to prove the said damage It is ordered that hee make his damages appeare by the next Court or Judgmᵗ is then to passe vppon the Bill.

Knowe all men by these pʳsents that I John Rosier doe constitute Wᵐ Hardwich my lawful Attorney to all intents and

purposes as any Attorney may or ought to bee Witnes my hand this 27th of december 1649 Jo: Rosier Liber A.
Witnes Phillipp Chaddock John Hiller

Wm Brough plte } The hearing of this Cause is by consent
Richard Nevitt deft } respited till next Court.

Raphe Beane plte } The hearing of this Cause is by consent
Wm Evans deft } respited till next Court.

Be it knowne vnto all men by these prsents that I Nathaniell Pope of Apomattocks gent doe by these prsents make constitute and ordaine my welbeloved ffreind Willm Hardwich my true and lawfull Attorney for and in my name to aske demand and receive all such debts wch are due to mee in Maryland, and (vppon denyall) to sue pleade & ympleade in prison & out of prison, and whatsoever my Attorney doth I doe allowe of as if I my self were there personally Witnes my hand this 4th day of October 1650

Nathaniell Pope his Marke

Testis Phillipp Silvestie david Anderson.

Nathaniell Pope plte } The Complte sues (by Willm Hardwich p. 371
Jo: Halfhead deft } his Attorney) for 15 dayes worke in leiwe of a Bricklayer lent the deft vppon promise to pay him soe many dayes worke againe. And the deft acknowledgeth the pltes Man worked with him but knowes not whether hee paid for it or not And the pltes Attorney being willing to referr it to the defts oath whether paid or not, the deft refused to take his oath, but referred it to the pltes oath and agreed to bee bound thereby. Wch the Court doth order accordingly, and for that purpose doth respite the further hearing of the Cause till the next Court

Wm Eltonhead esqr prsent (cum cetris)

Richard Nevitt plte } The Complte by Georg Manners his At-
John Slingesby deft } torney, sues for 700l of Tob: & Caske p Bill. The deft alleadgeth he paid two hogsheads of Tob. vpon this Bill, And the pltes Attorney acknowledgeth that the deft delivered to the plte two hhds of Tob: vppon the Bill, but saith Walter Pakes laid clayme to one of the hhds and prsently after the said delivery tooke it into his possiōn, And the Court herevpon conceiving the said delivery to bee sufficient paymt of soe much of the debt as the said 2 hhds came to doth order that the defendt bee discharged of soe much And for the Remainder (if any bee, the pltes Attorney is willing to accept of Walter Beane (prsent in Court) for his Paymaister, vppon his offer for

Liber A. that purpose. And the Bill is to bee deposited in Court till full satisfaccõn therevpon bee made as aforesaid, and then to bee cancelled, W^ch^ is ordered accordingly

M^r^ Jo: Pille p^r^sent, cum cetis,

Tho: White plte
James Walker Exec^r^
of Jo: Tompson defen^t^d

The plte suites being for 120^l^ of Tob: and Caske due from the decedent Tompson The def^t^ by Rich: Browne his Attorney denies the debt wherevpon Geo: Manners who as hee averred vppon oath in open Court being ymployed by the plte as his Attorney to receive the said Tob: of Tompson about a yeare or somewhat more before his death, the said Tompson did not deny the paym^t^ thereof but said if hee had come sooner hee should haue had it for his Tob: was then all gone And the def^ts^ Attorney agreeing to bee bound by the plte oath for that purpose. The Complte deposed in Court that neither hee nor any other by his direccõn (soe farr as hee ever knewe) ever received the said debt of the decedent or any other or any other, It is herevppon ordered that the def^t^ shall pay vnto the plaintiffe the said 120^l^ of Tob: and Caske. If there bee Assetts

Jo: Slingesbie plte
Rich: Browne def^t^

The plte sues for six hundred pounds of Tob: & Caske due by Bill payable in November last And the def^t^ acknowledging the debt Hee is ordered forthwith to pay the same to the Complte

20^mo^ No. Execuc ad satisfaciend

Georg Manners plte
Paul Simpson def^t^

The Complte suites being for 1050^l^ of Tob: and Caske due by Bill The def^ts^ Attorney L^t^ Willm Lewis Ingaging himself that the def^t^ shall by himself or his Attorney either answere the suite the next Court or pay the debt The Court vppon his mocõn doth respite the further hearing of the matter till that tyme

Tho: Greene Esq^r^ p^r^sent cum ceteris vt ante

Henry Brookes plte
Nichãs Cawseene def^t^

According to the direccõn of an order of the 25^th^ of June last made in this Cause the def^t^ this day brought the Gunne in question into Court to bee veiwed. And Richard Cole being sworne and examined in open Court vpon his oath saith. That the Gunne nowe pduced in Court was about 4 or 5 yeares since (as hee remembers) taken by Governor Calvert deceased from the plte vpon pmise to redeliver the same to the plte at his returne from Kent. And L^t^ Willm Lewis in open Court averred vpon oath, that Governor Calvert acknowledged hee had a Gunne of the plte and promised to deliver the same againe to the plte at his returne from Kent being about 4 or 5 yeares since (as hee

rememberes Vppon w^ch^ proofe before mencōned It is ordered Liber A.
that the Gunne ꝓduced in Court bee delivered to the plt̄es
Attorney for the plt̄es vse. But vppon the def^ts^ oath in open
Court that the Gunne nowe ꝓduced was given him by Gov-
ernor Calvert The Court conceiving hee had good reason to
stand out to a Tryall notwithstanding the demand of the Gunne
by Georg Manners the plt̄es Attorney before the suite com-
menced The Court doth order that Court charges bee paid
equally betweene the plt̄e and def^t^

Robt Smith plte
Walter Beane deft } This Cause appearing vppon Record to haue
beene formerly determined vppon a full Tryall
by Verdict of Jury and a dismission there vppon 3° Novembr
1648 The Court doth refuse any further to intermedle there-
with but doth for ever hereafter cleerely and absolutely dis-
misse the plt̄es suite (being for a Cowe and her Increase) out
of this Court with 300^l^ Tob: Costs to bee paid by the plt̄e to
the def^t^ But the def^t^ in open Court remitted the Costs.

John Halfhead plte
Tho: Greene Esq^r^ deft } The plt̄e p^r^ferring his Peticōn according p. 372
to order of Assembly The def^t^ desired time
to answer till next Court w^ch^ is ordered accordingly.

July 22^do^ 1650 These p^r^sents witnes that I Richard Cottes-
ford planter haue appointed ffrancis Brookes of Maryland gent
to bee my Attorney to demand and on denyall made to sue
and recover my Corne Clothes &c due to mee by the Custome
of Maryland for my service from Joseph Cadle and vppon
receipt of my due from him to give him Acquittance for the
same Witnes my hand Rich: Cottesford
In the p^r^sence of Giles Brent. Temperance Jay

Rich: Cottesford plte
Joseph Cadle deft } The plt̄e by M^r^ ffr. Brookes his Attorney
sues for Corne clothes &c due to him as
servant to the def^t^ according to the Custome. But the def^t^
alleadged hee bought his time of service for 2 yeares, and hee
staying not a yeare ran from his service and never afterwards
made the same good by his further service. W^ch^ being averred
by severall of the Counsell p^r^sent in Court to bee true It is
ordered with the def^ts^ consent that the Corne clothes &c sued
for shall goe in satisfaccōn of the time of service wanting as
aforesaid And the plt̄es suite to bee dismissed with 60^l^ Tob:
charges to bee paid by the plt̄e to the def^t^

Nichol: Cawseene plte
Joseph Cadle deft } The plt̄es suite being for three hundred
and thirty pounds of Tob: & Caske the
Remainder of a Bill of 600^l^ Tob: & Caske The def^t^ confessing

Liber A. the debt It is ordered that the defᵗ shall pay vnto the plte forthwith the said 330ˡ of Tob: & Caske

20 No: Execuc ad satisfaciend

Humfr. Atwicks plte } The hearing of this Cause is respited till
Geo: Manners defᵗ } next Court

John Malham plte } The defᵗ appearing the first day of this
Lᵗ Wᵐ Lewis defᵗ } Court vppon an arrest at the plᵗes suite and having attended ever since, and none appearing to ꝓsecute It is ordered that the plᵗes suite bee dismissed for want of ꝓsecucō̄n with 400ˡ Tob: & Cask charges to bee paid by the plte to the defᵗ in respect of his travelling from Portobacco to Court and his said attendance & returne.

19° Oct Execuc inde ad satisfac agᵗ body & goods

The Court rising the Governor appointed the next Provinciall Court to bee held for this County the 20ᵗʰ day of November next. And the meeting for Assessmᵗ of the Leavies the sixt day of the same moneth.

June 3° 1650 This pʳsent writing doth testify that I James Walker doe hereby constitute & appoint my welbeloved ffreind Rich: Browne to bee my true & lawfull Attorney in all Causes whatsoever as any Attorney ought to haue or bee as witnes my hand the day and yeare aboue written

Ja: Walker

witnesse the marke of Jo: Shancks

p. 373 May 27ᵗʰ 1650. Knowe all men That I Robert Clarke of Maryland gent doe hereby constitute institute appoint and ordaine Nicholas Gwither of Sᵗ Inegoes gent my true and lawfull Attorney to sue arrest & implead any person or persons that shall stand indebted vnto mee within this Province to leavy and receive acquitt & discharge to all intents & purposes as if I my self were pʳsent Witnes my hand the day and yeare aboue written

Robt Clarke

An Accompt of the estate of Peter Mackarell deceased ꝓduced in Court vppon oath by John Thimbleby the Administrator 11° Octobr 1650. and there allowed of according to an order of the date abouewritten.

By paid Willm Assiter by Bill	255	By pᵈ for funerall charges	400
by pᵈ Jo: Nunne by Bill	200	by pᵈ for his attendance during his sickness	200
by pᵈ Walter Beane by Bill	720	by pᵈ for phisick in time of his sicknes	50
by pᵈ Jo: Hallowes by Bill	500	for receiving & paying of the said estate praised at 4780ˡ alloweing 10ˡ p Cent	475
by pᵈ Mʳ Brough by Bill	660		

by pd to Wm Browne by Bill	150	by attendance & time spent and ordinaries at severall Courts about the said estate	150	Liber A.
by pd to Wm Browne more	35			
by pd to Phillipp Auther	50	by pd to the Governor Willm Stone esqr due	106	
by pd to mr Bretton Court charges	80	to Mr Westons estate or vndertaken to bee pd		
by pd to mr Bretton more by Bill	112	By pd or vndertaken to bee pd to Mr Secretary for ffees	212	
by pd to Tho: Thomas	25			
by pd to Geo: Ackricke	50			
by pd Barth. Phillipps	50			
by pd Walt. Waterlin by Bill	300			

Sum Total 4780

This seaventh of October 1650

I doe hereby constitute and appoint my welbeloved freind Zachary Waed to bee my true and Lawfull Attorney at St Maries to take a Lre of Administracōn out in my behaulf out of the Office of Testamentary Causes and to doe any other thing or things as any Attorney in such Case ought to doe In witnes whereof I haue herevnto sett my hand

Sign × Eliz: Commis

° No. 1650 A Lres of Administracōn are this day granted to Eliza Cōmins widowe of the ꝑsonall estate of Edward Cōmins her late husband deceased and sent by Zachary Wade inclosed in a Lre to Mr Phillipp Connor at Kent to take her oath and bond for Administracōn & returne the same in convenient time and she is to exhibit an Inventory by 25th of Marcij next vnles &c and to render an Accompt when &c.

6° No: 1650 ffrancis Vanenden acknowledgeth a Judgmt to Mrs Mary Brent of one thousand pounds of Tob: and Caske

6° No: 1650. Georg Manners this day acknowledgeth a Judgmt to Edward Hall of 997l of Tob: and Caske the Remainder of debt of 1400l Tob: & Caske due by Bill 10 Novembr last wherein hee the said Manners & Markes Pheypo were bound for paymt thereof

7° No: Execuc ad satisfaciend

A Quiet est for John Thimbleby } Cecilius &c To all the Inhitants & People within or sd Province of Maryland & to all others whom these prsents shall concerne greeting. Whereas at a Court held at St Maries within or said Province the 11th day of October last vppon the mocōn & request of John Thimbleby Admrōr of Peter Mackerell deceased, who then ꝑduced his Accompt of the said decedents estate vpon oath It appearing thereby to the Court that the said Administrator had fully administred and noe obiecc̄on being made to the contrary but that hee might haue his Quietus est, albeit publick ꝑclamacōn thereof was then made This Court alloweing of the said Accompt was pleased to grant him the same Vpon consideracōn whereof these are to will & require you & every of p. 374

Liber A. you that from henceforward you desist & forbeare any further to sue implead molest or prosecute the said John Thimbleby for or concr̃ning the said decedents estate or any part thereof as you will answere the contrary And wee doe hereby require or Leivt cheif Governor & Chancellor or Keep of or great seale of or sd Province for the time being & all & every or Councellors Cōmanders & Cōmissioners & all other Justices Judges & Magistrates within or said Province authorized & to bee from time to time by vs or or heires hereafter appointed & authorized for matters of Judicature, that they & every of them bee carefull from time to time as occasion shall require to or Will & pleasure herein before declared to bee duely observed & pformed according to Justice And that in case the said Jo: Thimbleby shall happen at any time hereafter to bee sued impleaded or prosecuted in any of or Courts of Justice within or sd Province contrary to or true intent & meaning herein before signified, that they & every of them then prsent in Court shall admit of & allowe this Quiet est or the Record thereof for a lawfull & sufficient Plea in barr to all & every such suite Accōn or demand In witnes whereof wee haue caused or Secretary of or said Province of Maryland to publish the same vnder or great Seal of or sd Province Given at St Maries the sixt day of November Anno dni 1650

Witnes or said Secretary Tho: Hatton

p. 376 19° No. Whereas I William Mitchell of the Citty of Chichester in the County of Sussex gent did formerly intend a Voyage in person to Maryland or Virginia in the Shipp called the Thomas and John. I haue provided my self with Servants and other necessaries, and Shipped two of my Children, but shall for some time remaine my self in England I doe therefore depute and trust as my Assignes to dispose of all my Men servants and Boyes shipped vppon my Accompt vnto the Charge of Mr John Henshawe Mr Richard Hodgkins and Christopher Gery (My Children and Cooke excepted) together with all my Iron ware and other Truck and Commodity (my Houshouldstuff excepted) which together with my women servants I leave totally to the ordering and disposing of Anne Boulton my servant. Hereby ratifyeing and confirming whatsoever they the said John Henshawe Richard Hodgkins and Christopher Gery and Anne Boulton shall doe in the prmisses (They keeping an Inventory of all the said Goods and Chattells vppon theire first landing and to give Accompt to mee) as well as if I my self were personally present In witnes whereof I haue herevnto sett my hand and Seale this fourth day of Aprill 1650 Willm Mitchell

Sealed & delivered in the prsence of Thomas Robinson, Richard dorrington

Edward Hall his Marke for Cattell & Hoggs viz. the right Eare Cropt with a hole in it, and a hole in the left Liber A. p. 377

Geo: Manners his marke for Cattell & Hoggs viz. the right Eare swallow forked and the left slitt downe and the forepart taken off

At a Court held at S[t] Maries vuesimo Novembr 1650 } Present { The Governor. Tho: Greene esq[r] Robert Brookes esq[r] Cap[t] John Price M[r] Secretary M[r] Willm Eltonhead

M[r] Thomas Sturman plte
M[rs] Margaret Brent Extrix of Leonard Calvert Esq[r] deft } This Cause comeing this day to bee heard according to a former Order made vppon hearing the fifteenth of ffebruary last. Vppon reading of the said order and the Originall Grant to Tho: Pasmore and the said Pasmores Oath made in this Cause remayning vppon Record and menconed in the said former order And vppon full hearing of what could bee alleadged on both sides It is Ordered that the Plaintiffe Tho: Sturman his heires and Assignes shall for ever hereafter quietly, and peaceably hold possesse and enioy the one Thousand Acres of land and Plantacō in question mencōned in the said former Order against the defend[t] and all persons clayming from by or vnder her, or her, or Leonard Calvert Esq[r] deceased his late right title or clayme therevnto

Marks Blomefield plte
ffrancis Martyn deft } The Complte sues for a Cowe w[ch] the defend[t] agreed to pay him at Accomack and to transport her gratis hither And saith hee went to Accomack to receive her, but was denyed her to his great damage and charge wherein hee craves to bee releived To w[ch] the def[t] acknowledgeth hee promised to deliver vnto the plte at Accomake a Heifer that had had a Calf w[ch] hee was and still is ready to doe, and never denyed the delivery thereof It is therfore Ordered that the defend[t] shall according to his Agreem[t] deliver vnto the Plaintiffe or to whom hee shall appoint a Heifer that hath had a Calf sometime before the first of January next at Accomaek, and transport her vpp to the defend[ts] nowe dwelling House in Maryland or some place neere thereabouts by the last of March next the Complte standing to the Hazard of her in the meane tyme after the delivery But the plaintiffe not being able to prove the denyall before alleadged is to pay Court Charges

The Governor by advise of the Counsell in open Court gave leave to M[r] Michaell Tainter Marryner to transport a certaine quantity of Corne w[ch] hee had aboard his Vessell belonging to the Matapania Indians (who were gone to seate towards the head of Patuxent River) vnto them thither

Liber A. Nathaniell Pope plte } The hearing of this Cause is by consent
John Halfhead deft } respited till the next Court

Mr John Rosier clerke plte } Vppon reading of a former order
Arthur Turnor deft } made in this Cause 12° Octobr last whereby the deft had liberty till this Court to prove his damage wch hee being not now able to doe. It is ordered according to the direccōn of the said former Order that the deft shall forthwith pay vnto the plaintiff the Eight hundred pounds of Tobacco & Caske due vpon the Bill And hee is left at liberty to sue for his damages If any hee can make appeare

p. 378 The same Court continued at St } Present { The Governor. Tho: Greene
Maries 21° Novembr 1650 { Esqr Robt Brookes esqr Mr
Secretary Mr Eltonhead

Barnaby Jackson & al pltes } Vppon the Compltes Peticōn this
Katheren Hebden Widd. deft } day exhibited into this Court thereby setting forth that they being seised of all the estate of Tho: Hebden deceased to certaine vses in the said deed expressed. The deft prtended power to dispose of the said Estate and had disposed and wasted part thereof as they were informed. It is ordered that the defendt shall by the next Court bring in an Inventory vppon oath of all such goods and chattells as were granted to the pltes by the deed in Trust vppon Record and since delivered to her vse And the Court will then take further Order therein And in the meane time shee is not to make any vnnecessary or wilful Wast of the said Estate

Willm Stone Esqr Governor } The Compltes suite being for a suffi-
of this Province Complte } cient Conveyance of the House at St
Mrs Margarett Brent deft } Maries where hee nowe liveth (wch hee lately bought of the defendt for a valuable consideracōn) with Warranty against all iust claymes according to Agreemt vppon the Bargaine. The deft confessed shee once offered such warranty but saith there was noe absolute Agreement then made, albeit by oath pduced by the Governor it appeared the Agreemt was absolute on her part. But by consent on both sides the further hearing of the Cause is respited till the next Court

George Manners plte } The Complte sues to bee releived against
Nichās Keeting deft } the deft for fower hundred & forty pounds of Tobacco due by Bill the tenth day of this prsent Moneth wherein the deft & Markes Pheypo were bound for paymt thereof to the plte. And the deft acknowledging the debt put p Bill It is ordered that the said defendt shall forthwith pay vnto the Complte the said ffower hundred and forty pounds of Tobacco

26 No: Execuc ad satisfaciend supinde

Geo: Manners plte } The Compłte sues to bee releived vppon Liber A.
Nichās Keeting deft } an Execucōn served vppon his estate at the suite of Edward Hall for nine hundred nynety seaven pounds of Tobacco and Caske being the Remainder due vppon a Bill wherein the said Compłte and Markes Pheypo were bound to Hall for paym^t of 1400^l of Tob & Caske in November 1649. from w^ch Ingagem^t the Compłte saith that vppon an Arbitracōn lately made betwixt them both Markes Pheypo and the defend^t ꝑmised to save him harmeles. Which promise the def^t denyeing for his particular M^r Wiłłm Eltonhead deposed vppon oath in open Court as followeth viz. That Marks Pheypo promised and Nichās Keeting did not disscent to save the Compłte harmeles from Edward Hall concerning a parcell of Hoggs bought of him and for w^ch the Compłte stands bound together with Markes Pheypo to pay the said Hall 1400^l Tob: ꝑ Bill as this depon^t is informed. And afterwards the def^t agreeing to bee bound by the Compłtes oath. The said Compłte deposed That both Markes Pheypo and the def^t vppon the Arbitracōn ꝑmised to saue him harmeles touching his Ingagem^t to Edward Hall nowe in question. It is therevppon ordered that the defend^t shall forthwith satisfy vnto the plaintiffe the said Nyne hundred nynety seaven pounds of Tobacco in Caske for w^ch hee is nowe vnder execucōn at the suite of Edward Hall together with the full charges of the Execucōn and Court charges. 26° No: 1650 Execuco. Sup̄inde ad satisfaciend

Georg Manners plte } Vppon reading of a former order made in
Paul Simpson deft } this Cause 12° Oct last. Neither the def^t nor any for him appearing to make any defence in the busines. It is Ordered that the defend^t shall forthwith pay vnto the Plaintiffe the one thousand and fifty pounds of Tob. & Caske in the said former order mencōned according to his Attorney Ingagem^t expressed in the said Order

26 No: Execuc ad satisfaciend

Edward Smith plte } Vppon mocōn made on the Compłtes p. 379
Mr Cuthbt ffenwicke deft } behaulf alleadging that his Attorney was sick & could not attend the hearing at his Court It is ordered that the hearing thereof bee respited till next Court

John Halfhead Complte } Vppon the płtes mocōn the Hearing is
Tho: Greene Esq^r deft } respited till next Court

All the Causes left vnheard this Court are respited till the next and all warrants & somōns reinforced till then for such Causes

The Court rising the Governor appointed the next Court to bee held the Eight of January next

Liber A. John Cooke maketh oath that daniell Clocker the same yeare hee was free from his Maister Capt Cornewallis did demand of his said Maister his clothes, corne and land then due to him, as hee nowe prtends, But what answere the said Capt gave him I haue quite forgott And further hee saith not.

John Cooke his marke

Jurat coram me 28 Septembr 1650
Wm Stone

The deposicon of Mawdlin the wife of Willm Whittle taken this 17th of November 1650

This depont saith that whilest shee lived with Mr Cuthbert ffenwick there came daily to Mr ffenwick Penne a Cowe wch Willm Smoote laid clayme to wch said Cowe brought a reddish Calf, but whether it was a Cowe Calf or Bull Calf shee cannot depose And further shee saith not

The marke of Mawdly Whittle

Jurat coram me Willm Bretton

To the hoble Governor and the Worll Counsell of the Province of Maryland &c

The humble Peticon of the Inhabitants of the County of Kent whose names are vnder subscribed

Sheweth

That for these 5 yeares last past or thereabouts divers Cattell of the then Inhabitants vppon the said Island haue beene suffered to runne wild whereby theire Increase sithence being still vnmarked doe also runne wild, and noe course hath beene hitherto taken either for the tameing them or discovery to whom theire Increase doth pperly belong nor howe they ought to bee proporconed By reason whereof yor Peticoners are not onely hindred of all benefitt they might make of theire severall shares of the said Cattell and Increase iustly belonging to them but are much priudiced also in having theire tame Cattell carryed away and spoiled by Wild Bulls, and the said other wild cattell to yor Peticoners very great damage and the priudice of the Comon wealth.

Yor Peticoners therefore for redresse hereof humbly pray that this Court will appoint some speedy course to bee taken for the getting vpp of the said wild Cattell soe as they may bee devided distributed & disposed of as this Court shall thinke fitt according to right equity and good conscience And they shall ever pray &c.

John Winchester	Nicholas Browne	Tho: Pett
Elizabeth Commins	Henry Morgan	Wm Jones
Edw: Claxton	Tho: Bradnox	Robte Martin
John Salter	ffrancis Lumbard	Rich. Blunt
Phillip Conner	Roger Baxter	Willm Porter
John Phillipps	John deere	

Liber A.

At a Court held at S^{t} Maries 7° Novembr. 1650 } p^{r}sent { the Governor; Tho: Greene Esq^{r}; Cap^{t} Jo: Price; the Secretary

Vppon consideracō̄n this day had of a Peticō̄n exhibited vnto this Court by the Inhabitants of the County of Kent Whose names are therevnto subscribed, and of the publick annoyance therein mencō̄ned The Court conceiving the first occasion of the running Wild of the Cattell in the Peticō̄n mencō̄ned to bee the late troubles happening in this Province. It is ordered by and with the consent of M^{rs} Margarett Brent nowe p^{r}sent in Court on the behaulf of herself and as Attorney for Giles Brent Esq^{r} her Brother, both interessed in the said Wild Cattell (as she alleadgeth) That as well shee the said M^{rs} Brent and such of the said Inhabitants as any others who clayme any Interest in the said Wild Cattell makeing theire right thereto appeare in the County Court at Kent bee at liberty by themselues or whom they shall imploy therein to gett vpp the said Cattell as is desired, And (if they thinke fitt) to kill all or any of the wild Bulls in the Peticō̄n mencō̄ned The p. 380
Beefe whereof (saving what may bee necessarily spent about the getting vpp of the said Cattell) they are to p^{r}serue or bee answerable for in value, And for the better division & distribucō̄n thereof, and of the rest of the said Cattell & Increase, The ꝑsons interessed as aforesaid are to make it appeare particularly by proofe or otherwise either in the County Court at Kent or to this Court what Cattell every of them had w^{ch} ranne wild amongst the said Cattell and when. W^{ch} being done and Certified This Court will therevppon or otherwise ꝓceed to make such division & distribucō̄n in the p^{r}misses as shalbe fitt. Vnless all the parties interessed as aforesaid doe amongst themselues agree vppon a iust and fitt division & distribucō̄n therein. And in that case such division & distribucō̄n is confirmed by this p^{r}sent Order Provided that in all theire ꝓceedings aforesaid there bee noe wrong done to his Lo^{pp} in any thing iustly belonging to him, ffor w^{ch} purpose M^{r} ffrancis Brookes whom his Lo^{pps} Attorney hath authorized on his Lo^{pps} behaulf therein is too bee at liberty as well as any of the rest to make clayme on his Lo^{pps} behaulf by proofe or otherwise to any share or proporcō̄n of the said Cattell or Increase And this Order and the power therein given is to stand in force till the tenth of January next and noe longer

To his very loving ffreind M^{r} Willm Smith
these p^{r}sent

Sir

Since I had the happines to see you in London I haue taken resolucō̄n for a more speedy voyage then I formerly

Liber A. intended, by meanes whereof yo^{r} daughters departure is very neere at hand, This hath occasioned me to request (since my pressing occasions ꝑmitt not to give you a visitt) that you would affoard mee the happines of discoursing with you in London more particularly then I haue yet had opportunity to doe in a thinge that soe neerely concernes yo^{r} child. Sir if you please to come it must bee suddenly And if it bee yo^{r} pleasure to adventure yo^{r} self at Sea to bee an Eye witnes howe yo^{r} Child is disposed of I will willingly make fitt and competent provision for yo^{r} Journey stay and returne at pleasure without any charg at all to yo^{r} self, and shall thinke my self happy in yo^{r} society and converse And if you and M^{rs} Smith thinke fitt to bestowe any housholdstuffe on your daughter w^{ch} wilbe a Comodity will there turne her to a considerable advantage I doe ingage my self vpon myne Honor and reputac$\bar{o}$n that it shall passe vpon her Accompt and for her owne vse and benefitt In w^{ch} I will not intermedle nor p^{r}tend any Interest. Sir this with my respects is all at p^{r}sent from Sir

Yo^{r} affecc$\bar{o}$nate ffreind W. Mitchell

London 21° ffebr 1649

25° dec A Caveat is this day entred on the behaulf of Susanna Porter Widowe the relict of Wiłłm Porter of the Isle of Kent concerning her late husbands estate.

27° dec Thomas Hamper a Judgm^{t} to L^{t} Nich$\bar{a}$s Gwither of 340^{l} of Tob: & Caske as witnes his hand.

Signd

Execuc inde eod die ad satisfaciend Tho: × Hamper

28 dec Wiłłm Marshall his Marke for cattell and Hoggs viz: the right Eare slitt and the left slitt and the vnder part cropt off and two slitts in the Cropp

28 dec Robert Allen sonne of Tho: Allen dec. his marke for Cattell and Hoggs Viz: both Eares slitt and the vndersides cropt offe

27 dec. 27° May 1650. According to the liberty and direcc$\bar{o}$n of an order made the last Assembly concerning the charge of redeeming the children of Tho: Allen deceased Wiłłm Marshall this day doth vndertake at the next Cropp to pay the 600^{l} of Tob: and Caske for redempc$\bar{o}$n of Robert Allen the yonger of the said two Children, and hath deposited a Bill of 300^{l} of Tob: and Caske payable the tenth of November next to him the said Wiłłm Marshall from Walter Waterling in M^{r} Secretaries hands, in part of paym^{t} And the said

Child to bee at liberty to live with him the said Marshall or any other whom the said Child shall best like of without any Tye or restraint of servitude Witnes his hand Liber A.

Sign
Testor Tho: Hatton W × Marshall

3° dec 4° decembr 1650. Witnes my hand that I Zephania Smith of Providence in Annarundell County in the Province of Mariland haue sold and already delivered vnto Robert Simpkin of the same place a Shallopp newly trymmed and fitted, in burthen 12 Tuns more or lesse with a small Boate belonging to her and Ropes Sailes grapling Cable and all things else w^ch^ nowe doe belong to her as they nowe are, To possesse and enioy the same as his owne ꝑper goods & chattells. ffor a somme of Tobacco in part already paid by the said Robert, And the Remainder to bee paid by his Bill passed to mee In witnes to the truth hereof I haue sett to my hand the day and yeare aboue written Zephania Smith p. 381
Witnes Tho: Hatton Willm Chappell

8° January Humfry Howell appointeth Georg Manners Attorney for him & his wife and on the behaulf of his wives Children

8° January Henry Potter appointeth George Manners his Attorney in Court in the Cause betweene him & M^r^ Eltonhead.

ffrancis Poesey maketh oath that about 5 weekes since hee being at the House where Richard Browne lately lived in S^t^ Clemens Hundred and where one Georg Browne then kept a Store, there sawe the said Georg Browne and one Mathew Williams in a violent manner assault & beate the said Richard Browne in the said House. Onely (soe farr as this depon^t^ could ꝑceive) for that the said Richard Browne said the said House was his And further deposeth not

Jurat 11° January 1650 Tho: Hatton

At a Court held at S^t^ Maries 16 dec. 1650 } Present The Governor. Cap^t^ John Price M^r^ Tho: Hatton p. 382

Vppon mocō̄n made to this Court It is ordered that Henry Morgan be Gardian to Tabitha the daughter of Robert Short deceased to sue implead ꝑsecute & defend for and on her behaulf and to all other intents & purposes in such cases vsuall

Liber A. At a Court held at S^t^ Maries the eight of January 1650 } Present. The Governor. Cap^t^ John Price Willm Mitchell Esq^r^ Willm Eltonhead Esq^r^ M^r^ Thomas Hatton

Willm Mitchell Esq^r^ was this day sworne of his Lo^pps^ Counsell in open Court Vppon debate of the matter this day about the death of Raphe Beanes servant the said Beane moving to haue a discharg vppon the Evidence produced. But the Jury not agreeing in theire Verdict It is ordered that all the Jurors meete together at the nowe dwelling House of Luke Gardiner at the Herring Creeke vppon Saturday the 18^th^ day of this p^r^sent Moneth to consider further of the busines, and to give in theire Verdict by the next Court whether or noe the said Servants death was occasioned by any default of the said Raph Beane his Maister. Wherein if they faile the Court will impose such ffines vpon them for such default as shalbe thought fitt.

Hugh Hopewell bringing into Court (by the Governors appointm^t^) two Guns by him lately taken from two Indians imployed by Luke Gardiner and Willm Johnson without warrant as was alleadged The said Gardner and Johnson not appearing It is ordered that the said Hopewell detaine the Gunns in his custody till the next Court. And the said Gardner and Johnson haue liberty till then to shewe cause (if they can) why they should not bee forfeited according to the Act in that case ꝓvided

daniell Clocker plte
M^r^ Cuthbert ffenwick Attorney of Cap^t^ Tho: Cornewallis deft } The plte according to a former order of the 25^th^ of January 1649 sueth for Corne & Clothes &c according to the Custome of the Contry. But the def^t^ desiring further time till hee may heare againe from Cap^t^ Cornewallies It is ordered with the plte consent that the matter bee respited till the first of december next And if by that tyme the defend^t^ cannot shewe cause to the contrary hee is then to pay vnto the plaintiffe the Corne Clothes and other things due by the Custome of the Contry for his service to the said Cap^t^ Cornewallies

1650

Liber B. L. O. R. No. 1 p. 162 Know all men by these presents, that I ffrancis Martin of Maryland, for a valuable Consideration have sold and delivered unto Marke Blomefield, one black Cow with a flower de luce on the left Ear, and Crop't and underhanced on the right ear, To have and to hold the S^d^ Cow from the claime of any person whatsoever, as witness my hand this 25^th^ day of January, 1650

The Mark of ffrancis Martin

Wittness John Starman

John Slingesby plte } The plte suite being to haue a Bill delivered Liber A.
Richard Nevitt deft } vpp vnto him wch hee entred to the deft for p. 382
paymt of two hhds of Tobacco wch hee alleadgeth is paid, And the deft acknowledged hee received the two hhds and that there was not any marke vppon them when hee received them, but saith Walter Pakes challenged one of them as formerly paid to him by the plte and had the same. This Court nevertheles vppon the defts said acknowledgmt of the Receipt doth order the said Bill to bee delivered vpp and cancelled

10 ffebr 1650. Whereas Richard Ware is indebted to p. 383
Edward Scurffield Marryner three hundred and fifty pounds of Tobacco and Caske. Walter Pakes this day doth acknowledge the same to bee due and doth binde himself his heires Execrs and Admrs to pay the same to the said Scurffield his Execrs Admrs or Assignes at his dwelling house at Newtowne the tenth day of November And the said Scurffield in consideracōn thereof accepteth of the said Pakes for his paymaister accordingly

Walter Pakes

Test Tho: Hatton

These prsents witnes that I Capt Wiłłm Stone esqr doe fully bargaine & put to sale three Cowes vnto Edward Hall and his Assignes and to beare him harmeles from all iust claymes whatsoever that shall ensue vppon the said Cowes and theire Increase given vnder my hand this 14th of ffebruary 1650
Testor Edmond Wormell Wm Stone

11 ffebruary 1650. Walter Pakes acknowledgeth himself to owe vnto Raphe Beane eleaven hundred and fifty pounds of Tobacco and Caske to bee paid to him the said Raphe his Executors Admrs or Assignes by the said Walter his heires Execrs or Admrs vppon the tenth day of November next.
Witnes his hand Walter Pakes
Testor Tho: Hatton

Whereas Mr Robert Clarke stands ingaged by Bill to pay vnto John Hatch Attorney of Skipper Abraham Johnson Two thousand twoe hundred and eighty pounds of Tobacco and Caske or thereabout being the debt of Mr Phillipp Land. Hee the said Mr Land for the said Mr Clarkes security and saving harmeles of and from the said Ingagemt doth hereby make over assigne and deliver to the said Mr Clarke his the said Mr Lands whole estate within this Province or elswhere to bee answerable for the purpose aforesaid.
Witnes his hand this 11th of ffebruary 1650
Testor Tho: Hatton Phillip Land

Liber A. Serg[t] Richard Nevitt doth acknowledge himself to owe vnto Raphe Beane fourteene hundred Sixty six pounds of Tob. & Caske to bee paid by him the said Richard Nevitt his heires Exec[rs] & Adm[rs] to the said Raphe Beane his Exec[rs] Adm[rs] or Assignes vppon the tenth day of November next ~ Witnes his hand the 11[th] day of ffebruary 1650

Testor Tho: Hatton the marke of Richard R Nevitt

p. 384 15[th] ffebr 1650. William Bretton gent this day acknowledgeth a Judgment of Eleven Hundred pounds of Tobacco and Caske to bee paid by him to William Stone Esq[r] Governor of this Province. Witnes his hand.

Will[m] Bretton

Testor Tho: Hatton Exec inde 11° Oct 1652 v[r]sus ꝑson & 909[l] Tob. remaind[r] Judicij p[r]dict

At a Court held at S[t] Maries 13° ffebr 1650 } p[r]sent. The Governor, Secretary W[m] Eltonhead Esq[r] W[m] Mitchell esq[r]

Vppon mocō̃n made vnto this Court by Lewyn Bufkin Esq[r] and on the behaulf of Robt Kedger Edward Hall John Buttry and other Credditors of Robert Brooke Esq[r] one of his Lo[pps] Counsell, and vppon the said M[r] Bufkins informacō̃n that hee relyeing vppon the said M[r] Brookes faithfull promise to bee at the last Provinciall Court there to bee answerable to the said M[r] Bufkins demand of a debt claymed to bee due to him from the said M[r] Brooke Yet failed therein, though the next day before the said Court hee was at the Governors House where the Court was to bee held, and was by the Governor and Counsell there expected to bee assistant vnto them as it is conceived hee ought by vertue of his place, and the said M[r] Bufkin not any wayes doubting of his p[r]sence there forbare to procure a Somons from the Governor for his appearance. And vppon the said M[r] Bufkins further informacō̃n that hee is very suddenly to returne for England or Holland and that hee is like to bee much dampnified for want of certaine Tobaccoes due vnto him from the said M[r] Brooke (w[ch] hee relyed vppon for his better supply at his arrivall) vnles by the ayde and assistance of this Court hee may receive speedy releife therein And vppon severall other informacō̃ns from other of the said Credditors, and other Motives inducing this Court therevnto It is by this Court this day ordered that if the said Robert Brooke esq[r] being served with a Lre or Somons from the Governor for that purpose together with a Coppy of this p[r]sent Order vnder the Secretaries hand shall not at the next Court to bee held for this County at S[t] Maries vppon Wednesday

next appeare and answere at the suite of the said Lewin Bufkin Esq^{r} and of other the before menc$\bar{o}$ned Credditors and shewe good Cause why Judgm^{t} should not passe against him vppon theire severall demands this Court will then proceed to give them such Releife therein as shalbe fitt his the said M^{r} Brookes absence or default notwithstanding. Liber A.

According to the direcc$\bar{o}$n of the aboue recited Order a So$\bar{m}$ons issued out as followeth. directed to the said M^{r} Brookes. Sir. After my harty commendac$\bar{o}$ns, These are in the Lo: Prop^{rs} name (according to the vsuall manner to those of his Lo^{pps} Counsell) to will and require you to appeare at the next Court to bee held for this County at S^{t} Maries vppon Wednesday next being the nyneteenth day of this p^{r}sent Moneth then and there to answere at the severall suites of Lewin Bufkin Esq^{r} Robert Kedger Edward Hall John Buttery and other yo^{r} Credditors in severall Acc$\bar{o}$ns of debt and to abide the Order or Orders of Court therein And further these are to give you notice that in case of yo^{r} default in not appearing Judgm^{ts} wilbee awarded to the parties before menc$\bar{o}$ned and other of the said Credditors prosecuting for it as the Court shall thinke fitt Hereof I desire you will take speciall notice And rest yo^{r} very loving ffreind W^{m} Stone
S^{t} Maries 13° ffebr 1650

Martin Kirke appoints Georg Manners his Attorney in Court ag^{t} ffrancis Antell

ffebr 15 Anno 1650 p. 385

Knowe all men by these p^{r}sents that I Henry ffox haue sould and delivered to John Ward one browne Cowe and a Bull Calf both bearing one Marke, that is, overkeeled on both Eares with the tipp of the right Eare cutt off, and the aboue-said Henry ffox doth avouch the said Cattell to the said John Ward against all claymes & suites of lawe whatsoever witnes my hand the day and yeare abouewritten

The marke of Henry ffox

Testes John Wade. Charles Maynard.

At a Court held at S^{t} Maries vppon Wednesday the 19th day of ffebruary Anno dni 1650 } p^{r}sent { The Governor. W^{m} Mitchell Esq^{r} W^{m} Eltonhead Esq^{r} Secretary p. 386

Levin Bufkin Esq^{r} plte
Robert Brooke Esq^{r} deft } Vppon the reading of a former Order of the 13th of this p^{r}sent moneth made in this Cause vppon the plt̄es moc$\bar{o}$n, and also of a Lre from the def^{t} dated the 18th day of ffebr instant directed to the Governor and Counsell by w^{ch} Lre it appeared that the def^{t} had appointed Charles Brooke gent his sonne to bee his Attorney in his

Liber A. absence the said Mr Charles Brooke being nowe prsent The Court proceeded to the hearing of the Cause. And the Compltes suite being to bee releived for 1560l of Tob: and Cask Damages for 13. weekes service for two men according to a Covenant or Agreemt of the 20th of August last witnessed by the Governor Wiłłm Stone Esqr and nowe read being as followeth viz. August 20. 1650. Memd the day and yeare aboue written agreed betweene Elwyn Bufkin Esqr of the one party and Robert Brooke of Maryland Esqr of the other party. That hee the said Elwyn Bufkin shall and doth hereby lett out vnto service two Menservants belonging to Mr Mitchell (one named Edward Philpott the other Vincent Atkinson) to the aforenamed Robert Brooke for 13 weekes next after and ensueing the date hereof. Hee the said Robert Brooke paying for every weekes service of these two men 120. weight of good merchantable Tobacco and Caske after the end of the said service. In witnes whereof the parties to these prsents interchangeably haue sett theire hands
Signed in the prsence of Wiłłm Stone. Robert Brooke

To wch clayme of the płtes the defendt by his said Lre and Attorney answered that hee owed him nothing, ffor that the Specialtyes being pvsed the Court might bee pleased to observe that the deft hired the Men ioyntly for 13 weekes service and at the end of theire service was to pay soe much. And that till the płte could prove that 13 weekes service noe Court vnder heaven could enioyne the deft to give him one penny without the height of Iniustice & oppression. And that hee was sure the płte could never prove. ffor Vincent one of the two men was absent noe lesse then full five weekes of the prtended thirteene, and that the płte could not deny this and that if hee should hee the deft had aboue 40 witnesses to depose against him. And that hee had vnder the płtes owne hand and seale wherein hee acknowledged that one of the men had not served out his time, and that therefore hee wrote to Mr Henshawe to lett both the men worke some considerable tyme to make vpp that one mans absence, but this was not embraced by Capt Mitchell who by his menaceing Lre bearing date November 25. pemptorily commands them away vppon sight of it And though it was August the 20th that theire Specialties beare date, yet was it August the 23th before Philpott was was delivered him, the Governor then having occasion for the men to finish some worke and the płte granting that hee should And after the 20th of November neither of them wrought a day, onely they stayed some dayes for theire owne pleasure and that was all, And therefore the Case being soe cleere the deft doubted not but the Court in all Justice would

give him Costs & charges against the plte and dismisse the suite. Wherevpon the Complte produced the deposicōns of the said vincent Atkinson and Edward Philpott taken in open Court and being as followeth viz. Liber A

The 11th of ffebr 1650. Vincent Atkinson aged about 20ty yeares deposeth as followeth viz That hee the said Vincent Atkinson did serue Mr Brooke of de le Brooke the full terme of three monethes vppon the Accompt of Levin Bufkin Esqr And this depont farther saith that by the direccōn of Mrs Brooke this depont and three of the said Mr Brookes his servants went into the Woods to kill Venison or other provisions in respect of the prsent want in Mr Brookes his ffamily, and that this deponent had a Gunne delivered him by Mr Brooke for that purpose, and powder and shott delivered him by his the said Mr Brookes sonne, and that this depont and the rest with him lost themselues in the woods and came downe to St Maries where this depont was sicke, but was not in all that time entertayned by any of his Maisters servants or Mr Bufkin or any for him And with the first opportunity this depot with Mr Brookes his servants returned to the said Mr Brookes his House. And further deposeth not.

11th of ffebr 1650. Edward Philpott aged about 49 yeares deposeth as followeth viz. That he the said Edward Philpott did serve Mr Brooke of de le Brooke the full terme of three monethes vppon the Accompt of Levin Bufkin Esqr and further deposeth not.

Vppon the reading of wch deposicōns and of the Complte Lre to the deft of the 9th of November last and of Capt Mitchells note to the said Philpott & Vincent dated the 25th of the same moneth both mencōned in the defts Answere It was thought fitt to referr the Tryall of this Cause to a Jury. ffor wch purpose the Sheriffe impannelled Mr Cuthbert ffenwick Mr Richard Hoskins Mr Edward Wormell Mr Thomas Mathewes Mr Phillipp Land Mr ffrancis Brookes Mr John Hatch Stephen Salmon John Buttery Edward Scurfield Willm Johnson and Luke Gardiner. who made choise of the said Mr ffenwick for theire fforeman, and had in charge given them vpon oath to consider of the pltes demand and the defts Answere and of all the before mencōned and all other evidences heard on both sides, and therevppon to examine what time the said two servants did contynue in the defts service and what alloweance the Complte ought to haue for the same, and thereof to give in theire Verdict. Which after some time spent therein they did accordingly being as followeth viz. The Jury findes for the plaintiffe according to his Condicōn which is ffifteene Hundred and Sixty pounds of Tobacco and Caske. It is therefore ordered according to the said Juries Verdict that the defendt shall forth- p. 387

Liber A. with pay vnto the Complaynant ffifteene Hundred and Sixty pounds of Tobacco and Caske. 8° March Execuc. ad satisfaciend

Edward Hall plte
Robt Brooke Esqr deft } The plte sues for twelue hundred weight of Tob: and Caske due to him from the deft 26 decembr last by Bill and payable on S^t^ Georges River and one hundred and twenty pounds of Tobacco and Caske p Accompt To w^ch^ the defend^t^ (appearing by his Attorney) in Answere saith and confesseth that the plte had his Specialty for 1200 weight of Tob. and that hee owed him over and aboue for two bushells of Onyons w^ch^ he valued at 120^l^ more. for w^ch^ hee said hee would make him over a manservant bound for foure yeares. hee giving the deft the Remainder in Tobacco or paying as much to his Credditors as would make it 2400^l^ of Tob: w^ch^ the deft conceived was a faire satisfaccon And soe desired the suite might bee dismissed. Vppon w^ch^ confession of the defts in his Answere It is ordered that hee the said deft shall forthwith pay vnto the Complte Thirteene hundred and twenty pounds of Tobacco and Caske.

Robert Kedger plte
Robert Brooke Esqr deft } The plte suites being for 820^l^ of Tob: and Caske due to him from the deft by Bill the 10^th^ of November last. and 167^l^ of Tob: & Caske more p Accompt for 33^l^ and an half of Butter sould him. To w^ch^ the deft (appearing by his Attorney) answered onely that the plte had dealt very vnworthely with him for that hee had promised to stay for his Tobacco till the next Cropp And that the deft had proofe thereof. To w^ch^ the Complte Replyed that true it was hee made the deft a condiconall pmise to forebeare soe as hee would assigne him over Bills for his debt somewhere vppon or neere S^t^ Georges River And the defts sonne M^r^ Charles Brooke being examined said the plte did make such a pmise as was menconed in his ffathers Answere but it was soe done vppon some further Agreem^t^ wherevppon it is thought fitt by this Court and soe ordered. that vnles the defend^t^ shall by the next Court either assigne over to the plte good Bills for his debt vppon or neere S^t^ Georges River payable the next Cropp or then shewe good Cause to the contrary hee shall then without further order or Judgm^t^ herein forthwith pay vnto the Complte Nyne hundred eighty seaven pounds of Tobacco and Caske Noe Cause shewed this being the 8^th^ of March 1651

John Buttery plte
Robt Brook Esqr deft } the plte sues for paym^t^ for five weekes worke being a Carpenter after the rate of 450^l^ of Tob. and Caske p moneth by Agreem^t^ The deft by his Answere confesseth hee hired him for 450^l^ of Tob.

the moneth but saith hee hired him for two monethes, and Liber A.
that hee worked with him five weekes of those two monethes and then went away vppon some distast. It is therefore vppon the defend^ts confession ordered that hee the said def^t shall forth with pay vnto the plte foure hundred and fifty pounds of Tobacco and Caske for one monethes worke.

Wm Andrewes Esq^r Skipper Jacob derrickson
Lewis ffroman & Henry Adams, Luke Gardiner } pltes
James Lindesey Thomas Mathewes & John dandy
Robert Brooke esq^r def^t } The plte M^r Andrewes sues the defend^t for 3400^l of Tob: & Caske p Bill & damages The plte derrickson for 385^l Tob: & Caske or thereabouts p Bill Lewis ffroman & Henry Adams for 2008^l of Tob: and Caske p Bill. Luke Gardiner for 265^l of Tob: for Cowpers worke James Lindsey for 310^l Tob. & Caske p Accompt M^r Thomas Mathewes for 1629^l of Tob. and Caske p Bill and 200^l Tob. p moneth for Storage p Accompt. and John dandy sueth to bee releived against the defend^t for 700^l of Tob. and Caske due to him p Bill and as Assignee of John Hallowes for 1251^l Tob. & Caske p Bill and for 164^l of Tob & Caske p Accompt for worke Vppon all and every of w^ch the said Compltes severall Mocōns and vppon relacōn to the former pceedings it is ordered that vnles the said def^t having notice thereof shall at the next generall Court to be held for the County of S^t Maries the 20^th day of March next shewe good Cause to the contrary hee shall then be adiudged to pay vnto every of the said severall Compłts respectively soe much as they shall then make appeare to bee iustly due vnto them by the said defend^t.

7° Marcij 1650. Raphe Beane this day countermandeth and p. 388
revoketh a former Lre of Attorney to Georg Manners and appointeth his Brother Walter Beane to bee his lawfull Attorney in all Causes in Court and to all other intents & purposes witnes his hand

The marke of
Tester Tho: Hatton Raphe P Beane

7° Marcij. ffebr 17^th 1650. Knowe all men by these p^rsents that wee John Shercliffe and Henry Spinke doe bynde ourselues our heires exec^rs Adm^rs & Assignes to pay or cause to bee paid to Raph Beane or his Assignes the full and iust sōme of Three thousand and Three hundred pounds of good merchantable Leafe Tobacco and Caske at or before the tenth of November next ensueing the date hereof And for better security of the aforesaid debt wee the said John and Henry doe binde over vnto the aforesaid Raphe Beane all our right title and Interest of our House plantacōn stock of Hoggs

Liber A. Cowe Calf and our Cropp vppon the ground for the true payment of the aforesaid debt In witnes whereof wee haue herevnto sett our hands the day and yeare aboue written

John Shercliffe his Marke
Henry Spinke

Witnes Richard Willan

These p[r]sents testify That whereas Zephaniah Smith hath received a Lre of Attorney from mee to receive some debts for mee at Maryland. I doe revoke countermand and make voyde the said Lre of Attorney in all things to all intents and purposes whatsoever Having given Order to M[r] Thomas Marsh to receive the said debts to his owne vse Witnes my hand ffebr 9[th] 1650 W[m] durand

Test Edw: Lloyde

12° Marcij: Aprill 19[th] 1647. These are to authorize Thomas Bradnox and Edward Comins gent to take into theire custody all the Neate Cattell vppon the Isle of Kent belonging to any person or ꝑsons w[ch] are absent from the said Island, and them to keepe in theire custody or tuic$\bar{o}$n, and to charge the Accompt of keeping of them to the owner thereof And for soe doeing this shalbe your Co$\bar{m}$ission Given at the Isle of Kent L. Calvert

eod July this 19th 1642. Knowe all men by these p[r]sents that I John Smith of the Isle of Kent planter haue received full satisfacc$\bar{o}$n of Thomas Bradnox of a debt due from M[r] William Branthwait vnto the said John Smith of Seaventeene hundred pounds of Tobacco and likewise another debt of six hundred pounds of Tobacco due from the said M[r] William Branthwait I say Received by mee the day and yeare aboue written

Sign John Smith

Witnes John Metcalf. dirch Serritt

eod Nov[r]int vniv[r]si ꝑ p[r]sentes me Johem Smith Insula de Kent planter teneri & firmit obligari Willo Branthwait de eod loco gen in triginta mille ponder bone & m[r]chantabil Tobacco solvend eidem Willo Branthwait aut suo cert Attorn executor sive Assign suis Ad qu. quidem soluendm bene & fidelit fac obligo me hered exec & Adm[rs] meos firmit ꝑ p[r]sentes Sigillo inde sigillat dat vlt die ffebr Anno dni 1639 The Condic$\bar{o}$n of this Obligac$\bar{o}$n is such that if the aboue bounden John Smith his heires exec[rs] & Assignes doe & shall well & truely save & keepe indempnified the said M[r] William Branthwait from all manner of claymes suites of lawe or other troubles

whatsoever that may come or insue vnto the said Mr Willm Branthwate by reason of the goods lately bequeathed vnto Katherine the daughter of the said John Smith by the last Will & Testamt of Henry Crawley late deceased That then this Obligacon to bee void and of none effect or else to stand in full force power and vertue Liber A.

Signd John Smith

Sealed & delivered in the prsence of

ffrancis Rabnett
John Gresham

Knowe all men by these prsents that I John Smith of Crayford in the Isle of Kent planter haue given granted assigned & made over, and by these prsents doe give grant assigne and make over vnto Mr William Branthwait of Broadcreeke and Island aforesaid gent All my right title clayme and interest wch I haue in the lands goods cattell & chattells of Henry Crawley late deceased in the right of my daughter Katherine and bequeathed vnto the aforesaid Katheren by the last Will & testamt of the aforesaid Henry Crawley And I doe further give and grant vnto the foresaid Mr Wm Branthwait full power to doe any lawfull Act or acts as also to administer vpon the said estate and to doe whatsoever shall belong or of right shall seeme expedient to bee done in busines of the like kinde and nature with as full power and authority and in as large & ample manner as if I myself were to doe the same In witnes whereof I haue herevnto sett my hand the last day of ffebruary 1639. The marke of John Smith p. 389

Signed & delivered in the prsence of. ffrancis Rabnett
John Gresham

ffebr the 19th 1639. Memrd that John Smith of the Isle of Kent in the Province of Maryland Planter doe acknowledge to haue received of Mr Branthwait of the aforesaid Island gent the iust quantity of twenty six hundred pounds of Tobacco being a debt due vnto mee from the estate of Henry Crawley of the aforesaid Island deceased. And doe freely acquitt and discharge the said William Branthwait of all debts Whatsoever betwixt the aforesaid Henry Crawley deceased and mee Witnes my hand

Sign John Smith

Witnes Robert Lake. Willm Lant.

Whereas Henry Crawley of the Isle of Kent deceased hath by his last Will & Testamt given all his whole estate scituate at the Broadcreeke in the aforesaid Island or elsewhere, and likewise all debts and Recoveries whatsoever vnto Katheren

Liber A. Smith of the aforesaid Isle daughter vnto John Smith planter. Knowe all men therefore by these p^{r}sents that I John Smith ffather vnto the said Katheren for divers good reasons mee therevnto moveing, and for the better Improveing the estate for my said daughters vse haue hereby sold all my daughters rights & titles in the said estate whatsoever belonging or any wayes appertayning vnto the said Henry Crawley deceased moveing or being in or vppon the aforesaid Island or elswhere vnto M^{r} Willm Branthwait Comander of the Isle of Kent, the said M^{r} Willm Branthwate paying vnto the said John Smith for the vse of his said daughter Katheren 2000^{l} of Tobacco in leafe and one House and plantacon comonly called Craford ffort belonging vnto the said M^{r} Willm Branthwait with all rights & titles therevnto belonging Provided that the said John Smith pay vnto Robert Cowper Carpenter ffive hundred pounds of Tob: for the making of one Shedd and lathing the Chymney of the said House And likewise the said Willm Branthwait is to give vnto the said John Smith for the vse of the said Katheren one servant called by the name of Henry Cartwright and one fflock bedd w^{ch} the said servant vse to lye vppon, and one Blankett The said John Smith warranting the said Willm Branthwait quiett possion of the said estate without lett or disturbance the said Willm Branthwat being at all charge for the proveing the said Will and likewise paying the debts of the said Henry Crawley wherevnto both parties haue sett theire hands this 18th of ffebruary 1639.

Copia vera testis Phillipp Conner

15° Marcij An Administracon is this day granted to Phillip Conner gent of the goods chattells debts and psonall estate of Robert Short of the Isle of Kent planter deceased in the behaulf of his children and power given to Cap^{t} Robert Vaughan to take his oath in the vsuall manner, the Inventory to bee exhibited by Michas next vnles &c

15° Marcij An Administracon is this day granted to M^{r} Thomas Ward Chirurgion in right of Eliz his wife of the psonall estate of Edward Comins of the Isle of Kent planter deceased on the behaulf and to the vse of the children of the said Edward, and power given to M^{r} Phillipp Conner to take his Oath and take security as hee shall thing fitt The Inventory to bee exhibited by Michas next vnles &c.

15° Marcij An Administracon is this day granted to Susan Porter widowe of the personall estate of Willm Porter of the Isle of Kent her late Husband deceased And power is given to Cap^{t} Robert Vaughan to take her oath & security if hee

thinke fitt, with reference to the Order of the last Assembly touching the goods allowed her The Inventory to bee exhibited by Michās next vnles &c Liber A.

October 1° 1650. The last Will and Testament of William Porter. In the name of God Amen. ffirst I bequeath my Soule to God that gave it, and my body after I am departed out of this p^{r}sent evill world to bee decently buryed trusting & hoping by the meritts and mercy of my Lord and Saviour Jesus Christ hee will revnite my soule & body together and by his rich mercy in Jesus Christ hee will make mee ꝑtaker in this life of the ffruits and effects of Christs death before hee take mee hence, and after I depart hence hee will raise mee vpp and make mee enioy the full fruicōn of happines and glory in his everlasting Kingdome. And as for my temporall estate that God hath given mee I bequeath it all to my loving wife Susanna Porter, after my departure hence And if it shall please God to take my wife next after mee to himself After her decease I doe bequeath it to my daughter Joane Hudd, and to bee further disposed of after her decease to her Children And this to bee my last Will and Testament irrevocable to stand without any chang witnes my hand for the performance of this my last Act & deed to bee performed after my decease p. 390

Willm Porter

Witnessed by Walter Smith

12° ffebruary John Halfhead appointed Geo: Manners his Attorney in a Cause in Court against M^{r} Nathaniell Pope

12° ffebr. Robert Robins appointeth Geo: Manners his Attorney in a Cause depending against Arthur Turner

The 11th of March 1650. Received by mee Edward Scurfield to the vse of John Vnderhill from Cap^{t} John Price the full somme of three hundred eighty three pounds of Tobacco and Caske As witnes my hand

Tho: Lugg The marke of daniell Clocker. E S

The mark of Edward Scurffield

March. 20th memorandu th^{t} I Cuth: ffenwick gent^{n} doe hereby make ou^{r} unto John Danby Blacksmith, all my right in this ꝑre of Admīstraōn, wth all rights, goods or chattells, w^{ch} are due, or w^{ch} mought or could or right bee due, or apperteine to mee, as belonging to th^{e} wthin mentioned Nicolas Harueyes Estate by uertue of th^{e} same. Wittnes my hand. Cuth: ffenwick

Cora me Will^{m} Bretton.

Liber A. 1° April 1651 Bartholemewe Phillipps his marke for Cattell & Hoggs Viz: A hole in the right Eare, and the left Eare overkeeld.

1° April 1651 M^rs^ Margaret Brent this day revoketh all Lres of Attorney by her at any heretofore made to George Manners.

By the Leive^t^ &c of Maryland

These are to authorize M^r^ Richard Browne to examine vppon oath by him to bee administred what witnesses ffrancis Poesey shall thinke fitt touching a bargaine lately made betweene him the said Poesey and Beniamin Gill for a certaine quantity of land Given at S^t^ Maries this 12^th^ of September 1650

W^m^ Stone

Judgm^t^ vppon the Bill 21° January 1651

This Bill bindeth vs Richard Ware Robert Holt and Edward Hudson all of S^t^ Michaells Hundred within the County of Maryland planters, our heires Exec^rs^ Adm^rs^ and Assignes Jointly & severally, to pay or cause to bee paid vnto Henry Ponntnell his heires or Assignes the iust and full somme of ffifteene hundred pounds of good and m^r^chantable leafe Tobacco with Caske to bee paid at the nowe dwelling House of the said Robert Holt and Edward Hudson at or vppon the tenth day of November next ensueinge the date hereof. As witnes our hands this 24^th^ of ffebruary 1650

The marke of Richard Ware, The marke of Robert Holt, the marke of Edward Hudson

Testes John Metcalf
Thomas Leech.

Providence this 4^th^ of december 1650 Knowe all men by these p^r^sents that I Robert Simpkin of Providence in the Province of Maryland doe hereby binde myself heires Exec^rs^ & Assignes with Plantac$\bar{o}$n goods & cattells to Zephaniah Smith his heires Exec^rs^ or Assignes to bee truely and faithfully accomptable to Zephaniah Smith or his Assignes on all demands
p. 391 concerning all fraughts improvem^ts^ hiring out of half the Shallopp. W^ch^ half with half of Ropes Sailes Cables grapling with Boate & any other thing or things w^ch^ nowe belongs to her is due to the said Zephaniah and to bee made good againe to Zephaniah with a true & iust Accompt of the full improvem^t^ of her hire and fraught in all kinds whether in Corne or goods or Cattell or any thing to bee given to the said Zephaniah or his Assignes on all demands Provided alwaies that the said Zephaniah is to bee at half the charges of Mens dyett and hire

and what is laid out vpon her for her vse and improvem[t] In witnes to w[ch] I haue sett to my hand the day & yeare aboue Written Liber A.

Witnessed by these p[r]sents Robt Simpkin
Willm Chappell
Tho. Coles his marke

At a Court held at S[t] Maries 10 ffebruary Anno dni. 1650 } p[r]sent { The Governor. Thomas Greene Esq[r] Cap[t] John Price M[r] Thomas Hatton & Thomas Gerrard Esq[r] who was this day sworne of the Counsell

Edward Scurfield Marriner plte
Raphe Beane deft } The Plaintiffe sueth for 900 and odd pounds of Tobacco in Caske due to him from the def[t] two yeares since for goods sold & damages. Wherevnto the def[t] denyed hee owed him any thing. And saith hee onely bought a Rugg of the plte about the time before mencōned for w[ch] hee was to pay him 300[l] Tob. in Caske w[ch] hee paid him in Virginia together with soe much more for Walter Beane and Robert Cager as came to three hogsheads aboard M[r] Husbands Shipp, then riding in James River. And the plte acknowledged the delivery of the Tobacco aboard the said Shipp and that it was there weighed & marked, but saith hee did not accept of it there for paym[t] in regard it could not bee carryed for England in that Shipp but that the defend[t] agreed to carry it in his Boate from hence. to M[r] Ludlowes vppon Yorke River, and there to deliver the same for the plte vse where hee was willing to accept thereof, but that the def[t] failed soe to doe And the defend[t] averred that the plte accepted of the said three hh[ds] of Tobacco for paym[t] aboard the said Shipp, but that at his request hee tooke it againe aboard his Boate to carry it to M[r] Ludlowes where hee endeavoured to put it a shoare into M[r] Ludlowes Storehouse, w[ch] being full as M[r] Ludlowe informed him, hee not knoweing howe otherwise to dispose thereof, and the winde comeing faire for Maryland hee was forced to bring the said Tobacco along with him to his dwelling House or plantacōn where it hath beene ever since ready for the plte But the plte alleadging he can bring proofe that M[r] Ludlowe would haue taken the Tobacco into the Store and that hee never tould the def[t] his Store House was full. And the defend[t] agreeing vppon this proofe made to give the plte satisfaccōn for the whole debt being 28[l] of Tob: aboue the three hh[ds] It is therevppon ordered that in case the plte procure the said 3[hhds] of Tobacco to bee veiwed in the def[ts] Tobacco House by two or more sufficient men within one moneth (wherein the def[t] is to assist him) and accept of soe much of the said three Hogsheads as the said Veiwers shall

Liber A. adiudg to bee merchantable together with the said twenty eight pounds of Tobacco overplus w^ch^ the def^t^ is nowe ordered to pay vnto him. In case the said three Hogsheads of Tobacco shall not prove to bee all merchantable This Court vppon the plt̄es ꝓduceing of the proofe before mencō̄ned will order that the defend^t^ shall pay vnto the plte soe much Tobacco in Caske as the said Veiwers shall finde to bee vnmerchantable of the said three hogsheads

Richard Bennett Esq^r^ plte Thomas Copley Esq^r^ and Raph Crouch gent defts } Vppon reading of the former Order and the plt̄es oath and vppon full hearinge of what could bee alleadged on both sides It is ordered that the defend^t^ M^r^ Copley appearing and answering for the other defend^t^ M^r^ Crouch shall pay vnto the plaintiffe the Principall debt complayned for being Eleaven hundred thirty and three pounds of Tobacco and Caske

Richard Nevitt plte } The hearing of this Cause is respited till
Walter Pakes deft } the next Court and John Slingsby whom the matter concerneth is then to appeare vppon warrant.

p. 392 debts due to Richard Bennett merchant in the Province of Maryland viz:

M^r^ Copley by Bill and Accompt with Interest & Caske	1811^l^
Willm Cooke & James Colclough for 13 gall ½ of sack at 30^l^ ꝑ gallon is 405^l^ & Caske about this there is a Note of W^m^ Cookes	405
John Medley due to M^r^ Mottram and assigned by him to M^r^ Chaddock for my vse, M^r^ Chaddock spoke to Medley about it and hee ꝓmised him paym^t^ of the debt & Cask & 650 Interest 50^l^	700

M^r^ Lewgers Houses and whatsoever else of his can bee found that hath beene made over to mee. All w^ch^ together with the debts abouemencō̄ned I desire M^r^ Thomas Hatton to recover and to dispose of for my vse And I doe hereby give him full power and authority soe to doe binding myself to ratify & confirme whatsoever the said M^r^ Hatton or any other person deputed by him shall doe or cause to bee done in or about the p^r^misses Witnes my hand the 25^th^ day of May 1650

Richard Bennett

In p^r^sence of Willm Parker John Bennett

These are to testify that I doe hereby convey and make over vnto M^r^ John Lewger the yonger all my right title and Interest to that House and land at S^t^ Maries belonging to his ffather and by him assigned to mee in satisfaccō̄n or towards paym^t^ of a debt due as also all my right & Interest to any other estate

of his ffathers w^{ch} hath beene made over to mee as aforesaid Liber A.
And doe hereby give him the said M^{r} John Lewger the yonger
full power & authority to take possesse & dispose of the same
and every part thereof to the best advantage with the advise
and consent of M^{r} Thomas Hatton Ratifyeing & confirming
what hee shall doe in or about the p^{r}misses with the privity
advise & consent of M^{r} Hatton aforesaid for good & effectuall
In witnes whereof I haue herevnto sett my hand the 28th day
of August 1650 Richard Bennett
In p^{r}sence of Mathewe Stone.

Richard Bennett merchant sworne & examined the
28th of August 1650. Saith

That M^{r} Copley about two or three yeares past sent to the
depon^{t} for certaine goods. W^{ch} were delivered vppon this
Agreem^{t} That if the depon^{t} did like of some Tobacco that lay
neere to Cap^{t} Burbage his Plantac$\bar{o}$n hee should receive it But
if hee did not approve thereof when hee had opportunity to
goe that way to looke after it, that then M^{r} Copley should pay
him at the next Cropp followeing in or about Nansinum River.
This depon^{t} enquiring after the same according to Agreem^{t}
three or fower dayes after or thereabouts was tould by one
John Piper and another man or two in whose house the
Tobacco lay and who said they knewe well what the Tobacco
was, that the same was rotten & decayed long before. And
not long after about three weekes or a moneth or thereabouts
the depon^{t} went to the House of Cap^{t} Burbage intending to
goe to see the said Tobacco But the said Cap^{t} Burbage and
his wife tould him, that they knewe and had heard soe much
concerning that Tobacco, that they were certaine hee should
loose my labour, And that m^{r} Copley either knewe or had
heard soe much long before. Vppon all w^{ch} Relac$\bar{o}$ns & infor-
mac$\bar{o}$ns at severall times and by severall persons not interessed
therein, this depon^{t} gave over to look after or meddle any more
about it And hee further deposeth that hee never had nor
received nor made vse of one pound or leafe thereof Neither
did hee this depon^{t} make any other promise or Agreem^{t} but
this or to this purpose But onely a Bill taken & accepted for
paym^{t} of the Tobacco Richard Bennett

Jurat die & Anno Sup^{a}dict coram me
W^{m} Stone

Whereas some differences haue lately arisen betweene Cap^{t}
Willm Mitchell and M^{r} Thomas Hatton his Lo^{pps} Secretary
concerning his the said M^{r} Hattons late boarding and enter-
tainem^{t} of the said Cap^{t} Mitchells servants and the alloweance
demanded for the same & otherwise The said parties are p. 393.

Liber A. vnanimously agreed to referr all matters in difference betwixt them to the finall determinacõn of Mr Cuthbert ffenwick & Barnaby Jackson Arbitrators by them indifferently chosen for that purpose And doe severally binde themselues one to the other in ten thousand pounds of Tobacco a peice to stand to abide & perform such Award or Arbitramt therein as they the said Arbitrators shall make Provided the same bee made and published before the fifteenth day of this prsent Moneth. And the said Parties are further likewise agreed That aswell the said Award (if made) as also this prsent Ingagemt shalbe recorded in the Secretaries Office of this Province to remayne there as a Judgmt against the discenting party without any further suite or Order therevppon Witnes the said Capt Wm Mitchell his hand this sixt day of december 1650

Wm Mitchell

In the prsence of Cuthbt ffenwick, Barnaby Jackson

The Arbitrators is agreed as followeth

ffor 31 weekes at his owne Table at 42l p weeke	1302
for 42 weekes at his servants table at 20l p weeke	840
for Houseroome Poultry Candles & Canowe	200
for wine consented to bee allowed wch is	228
	2570

This is our Award as witnes our hands this tenth of december 1650

Cuthbt ffenwick Barnaby Jackson

Vppon the mocõn of Mr Tho: Hatton his Lopps secretary (in the prsence of Capt Willm Mitchell) to haue the opinion of the Court touching a certaine paper writing (last before recorded) whether an Award or not, the Court tooke the same into consideracõn and had some debate therevppon but noe determinate order was this day published herein

Walter Waterling plte
John Hatch & al Execrs of Tho: Allen deceased defts

It is this day ordered in the prsence of both parties to this suite that the defts shall pay vnto the Complte two hundred and thirty Pounds of Tobacco and Caske the Remainder vnpaid of 530l Tob due by Bill out of the deceadents estate.

At a Court held at St Maries 11° die ffebr 1650 Present The Governor Thomas Greene, Esqr Thomas Gerrard Esqr Capt, John Price Capt Willm Mitchell, Mr John Pile Mr William Eltonhead, Mr Tho: Hatton

Vppon mocõn made into this Court by his Lopps Secretary Mr Thomas Hatton in the presence of Capt Willm Mitchell

and vppon ꝓduceing an Agreem[t] of References of all differ- Liber A.
ences therein expressed betweene him the said M[r] Hatton and the said Cap[t] Mitchell to the Arbitracō of M[r] Cuthbert ffenwick and Barnaby Jackson dated the sixt of december last wherein the said parties bound themselues each to the other for performance of such Award as the said Arbitrators should make herein. And vppon ꝓvsall of a certaine paper Writing subscribed by the said Arbitrators dated the tenth of the same moneth and mencōned to bee an Award, The said M[r] Hatton desireing the opinion of the Court whether an Award or not in respect there were no parties named therein nor any thing awarded to bee paid nor noe end put to any difference This Court conceiving, albeit there was some want of forme in the said paper writing Yet that the Arbitrators did really intend the same to bee theire finall Award and determinacōn touching the said M[r] Hattons alloweance for the dyeting and entertainem[t] of the said Cap[t] Mitchells servants at his House and the other charges mencōned in an Accompt then brought vnto them by the said M[r] Hatton, And vppon the said Arbitrators oathes taken in Court. That to the best of theire consciences without favour or malice they arbitrated the busines in dispute betweene M[r] Hatton and Cap[t] Mitchell as they delivered vnder theire hands. And vppon full hearinge What could bee alleadged on both sides This Court doth adiudge and declare the same to bee a finall Award & determinacōn touching the said M[r] Hattons said alloweance mencōned in his said Accompt And that the said Cap[t] Mitchell ought forthwith to pay to the said M[r] Hatton the Two thousand five hundred and seaventy pounds of Tobacco with Caske therein mencōned And that vppon the said Cap[t] Mitchells refusall or delay of paym[t] thereof, the said M[r] Hatton may (if hee thinke fitt) take forth Execucōn for the same According to the reall intencōn (as is conceived by this Court) both of the said Agreem[t] of Reference and Award, And for a firme and full end of all the said differences, this Court doth Order that the said M[r] Hatton being satisfied said Two thousand five hundred and seaventy p. 394
pounds of Tobacco and Caske noe further advantage shall at any time bee taken by either party vppon the said Agreement of Reference or Bond or any thing therein conteyned.

Execuc inde ad satisfac 21° ffebr.

Thomas Ashbrooke plte }
Nathaniell Hunt deft } The def[t] maketh oath that hee onely had and received of the Compłte two hogsheads of Tobacco weighing six hundred forty and three pounds Nete and noe more

Georg Manners plte }
Thomas Warr deft } The Compłtes suite being for twelue hundred pounds of Tobacco in Caske due by Bill

Liber A. The defend[t] acknowledgeth the debt It is therefore ordered that the defendant shall forthwith pay vnto the Complte Twelue hundred pounds of Tobacco in Caske.

John Lewger gent Complte
Henry ffoxe defend[t]

The plte̅s suite being for Two thousand pounds of Tobacco and Cask in part of ffive thousand pounds of Tobacco and Caske being the Consideracō̅n vppon the defendants late purchase of the Mannor of S[t] Johns W[ch] two thousand pounds of Tobacco was payable this Cropp and the other three thousand the next Cropp according to Agreem[t] vppon the purchase And the defendant acknowledging the said Agreem[t] prayed that hee might bee settled in the possession of the said Mannor accordingly with the consent of M[r] Thomas Hatton his Lo[pps] Secretary being Attorney of Richard Bennett Esq[r] who claymed some estate therein from John Lewger Esq[r] ffather of the Complte And the said M[r] Hatton declaring in open Court that hee was content the defend[t] should enioy his purchase Provided that the one half of the Tobacco payable for the same were duely paid vnto the said M[r] Bennett or to him the said M[r] Hatton for the said M[r] Bennetts vse according to Agreem[t] betwixt him the said M[r] Bennett and the Complte. It is therefore ordered by and with the consent of the said M[r] Thomas Hatton that the said defendant paying vnto him the said M[r] Hatton for the vse of Richard Bennett Esq[r] and to the Complte the said ffive thousand pounds of Tobacco and Caske viz: to either of them one thousand weight thereof a peice forthwith and fifteene hundred pounds weight thereof to each of them the next Cropp with Caske That then hee the said defendant shall quietly and peaceably haue hold and enioy the said Mannor of S[t] Johns to him his heires and Assignes for ever against the said John Lewger the ffather, John Lewger the sonne and the said Richard Bennett and all persons clayming by from or vnder them or any of them.

This p[r]sents witnesseth that I John Lewger Junior doe hereby alienate and sell vnto Henry ffox or his Assignes one Mannor called by the name of S[t] Johns in S[t] Georges River with all the Houseing and tenem[ts] herevnto belonging in as full and ample Manner as it doth belong to mee by Assignem[t] from my ffather and M[r] Richard Bennett And I doe further hereby warrant the Sale against any that shall lay any iust clayme against the said Land and Houseing thereto belonging And I the said John Lewger doe hereby binde my self to give possession vnto Henry ffox vppon the ffeast of S[t] Thomas day next being the 21[th] of december next Witnes my hand this second of November 1650

John Lewger

Teste Phillipp Land, Henry Adams, Barnaby Jackson

And further I the said John Lewger doe hereby binde my self to save and keepe harmeles the said Henry ffox from any Arrears of Rent that doth belong for to pay for the land I sold that is aboue mencōned Liber A.

John Lewger

Teste Phillipp Land.

Vppon the mocōn of John Hatch for an allowance for the replevying of M^r^ Eures Cattell some 4 yeares since hee being then Sheriffe and noe settled ffee in such Case. It is ordered that M^rs^ Margarett Brent p^r^sent in Court who imployed him therein shall pay vnto the said John Hatch ffifty pounds of Tobacco for his ffee for that Imploym^t^

Thomas Gerrard Esq^r^ plte
Benjamin Gill Attorney
of m^r^ James Neale defend^t^

The Complte being Assignee of Arthur Whale sues for five hundred pounds of Tob. and Caske and five Barrells of Corne due by Bill from M^r^ Neale to the said Whale 10 decembr 1644 with damages And being Administrator of John Wortley sues for Three thousand three hundred twenty and three pounds of Tobacco and Caske p Accompt And as touching the debt to Wortley the defend^t^ acknowledgeth M^r^ Neale owed him thirteen hundred eighty three pounds of Tobacco and Caske And there being noe date to the Accompt produced by the plte vnder M^r^ Neales hand nor any certaine ground therein appearing to charge the same vppon the said M^r^ Neales Estate This Court thinks fitt to sett aside the said Accompt, and doth order that the plte shalbe satisfied the said thirteene hundred eighty three pounds of Tobacco and Caske out of M^r^ Neales Estate. And as touching the said 500^l^ Tobacco and Caske and five barrells of Corne due by bill as aforesaid. Vppon the defend^ts^ mocōn (who alleadged hee knewe not any thing of the busines) hee is allowed tyme till the first Court after Easter next to make what proofe hee can touching the paym^t^ thereof or in default of such proofe by that tyme the plte is also to bee satisfied the said principal debt due vppon the said Bill out of the said M^r^ Neales Estate. p. 395

t ffenwick plte
Howell defend^t^

The pltes suit is for fower hundred and eighty pounds of Tobacco p Bill and one hundred p Accompt due from the defend^t^ to M^r^ Mottram w^ch^ the plte alleadgeth hee paid to M^r^ Mottram for the defend^t^ at his request and promise of satisfaccōn. And the defend^t^ confessing soe much desired liberty to discompt three hundred and nynety pounds of Tobacco w^ch^ hee alleadged the said M^r^ Mottram owed to the estate of Roger Oliver by Accompt pduced And the plte offering in case the defend^t^ could make

Liber A. good the said Accompt hee would satisfy the same to the defend[t] as soone as he could heare from M[r] Mottram concerning that busines It is therevpon ordered that the defend[t] shall pay vnto the plte the said five hundred and eighty pounds of Tobacco by him paid to M[r] Mottram as aforesaid and the Bill to bee cancelled and made voide.

Cuthbert ffenwick plte } The plte sues for fourteene hundred
Thomas Warr defend[t] } and nyne pounds of Tobacco and Caske remayning due vppon a Bill of fifteene hundred pounds of Tobacco. The defend[t] confessing the Bill and noe proofe being made of further paym[t] It is ordered that the defendant shall pay the said fourteene hundred and nyne pounds of Tobacco and Caske to the plte And vppon paym[t] thereof the Judgm[t] formerly entred by Tho. Ashbrooke the Principall to bee vacated

The Bill is cancelled

William Eltonhead gent Attorney } The plte suite being for three
of M[r] Edwyn Conoway plte } hundred and fifty pounds of To-
Marty Kirke defend[t] } bacco p Bill and forty pounds of Tobacco p Accompt And the defend[t] confessing the debt It is ordered that hee the said defend[t] shall pay vnto the said mr Connoway or to M[r] Eltonhead for his vse Three hundred and nynety pounds of Tobacco and Caske

At a Court held at S[t] } p[r]sent { The Governor Thomas Gerrard Esq[r]
Maries the 12[th] of } { Cap[t] John Price Cap[t] Willm Mitchell
ffebruary 1650 } { M[r] Willm Eltonhead M[r] Secretary

James Lindesey plte } The plte suite being for Three hundred
Barthol: Phillipps deft } pounds of Tobacco and Caske payable by Bill in November 1649 The Court being informed that the defend[t] by reason hee was disabled to travell could not attend the hearing and that in that respect hee prayed a Reference till the next Court It is therefore ordered that vnles the defend[t] shall by himself or his Attorney at the next Court shewe good Cause to the contrary hee shall pay vnto the plte the said Three hundred pounds of Tobacco and Caske

Phillipp Land plte } vppon the entring into the hearing of this
Thomas Warr deft } Cause. The plte suite being to bee releived for breach of Coven[a]nt about the building of a House & damages The defend[t] acknowledgeth the Coven[a]nt, but saith the plte was to bring Timber w[ch] the plte neglecting to provide and Nayles as hee agreed hee the defend[t] was not onely dis-
p. 396 abled to performe the worke but also much dampnified [by the plaintiffes] delay therein and produced his proofe.

Richard Browne sworne & examined in open Court [the same] day Saith Liber A.

That hee was witnes to the Agreem^{t} made the 19th of November [1649. And] that Thomas Warr tooke him this depon^{t} for his Paymaster [for 350^{l} of] Tob: and Caske being the consideracō̄n for the worke in the A[greem^{t} mentioned] and therevpon acknowledged the Receipt thereof in the said Agre[em^{t} And that] vppon the making of the said Agreem^{t} Thomas Warr finding fau[lt with M^{r}] Phillipp Land for the time hee had formerly lost for want of T[imber desired] there might bee noe further delay therein Wherevppon the said [M^{r} Land] Replyed hee should not stay any longer for the Timber And fur[ther saith] not.

The deposicō̄n of Paul Simpson aged 60. yeares or thereabouts Wiłłm Bretton this 24th of September 1650

This deponent saith that sometyme this last Somm̄er comeing to Raphe Beanes House with one M^{r} Budd, comeing through the Plantacō̄n, this M^{r} Budd questioned with at worke in the said Beanes Plantacō̄n (being a weeding) and demanded what (hee was and the like, Afterwards they both comeing into the House, this man fo time after, and the Mayde giving him to eate, hee would eate nothing but a little and then goeing into the Loft, brought downe a Tray of Corne, and shelled it flower, and iesting with the Mayd hee tould her that hee was Madd in his head after this Raph Beane called the Man bidding him to goe Mall some Timber in the woods. And about two houres after Raph Beane came in againe into the House, and toold this depon^{t} and M^{r} Budd that his Man was fallen very sick, desiring them to goe looke on him, saying that hee still sett the Wedges contrary wise in the Timber and [complained] much of his Head. Wherevpon comeing to the Man they found him gro[veling on the] Timber and ratling in the Throate, and not knoweing conveniently ho[w to carry him] off, they willed Raph Beane to fetch a Chayre, w^{ch} hee did, and p[utting him there the] man still remayned ratling in the throate and drabling at the Mou[th, And as they] were carrying him to the House, the said Man fetched a great groane, an[d dyed in the Chaire] ffurther this depon^{t} saith being examined, that hee sawe noe blood abo[ut him or any] blowe or harme .or any outward appearance occasioning his death, but [that hee verily] believeth that hee dyed of some imposthume or appoplexey And further hee [deposeth not] Paul Simpson

Jurat coram me Wiłło Bretton

According to the direccō̄n of an Order of this Court of the eight of Janu[ary last, The] Jurors formerly empannelled

Liber A. to enquire and finde concerning the death and pr[ivate buriall of] Raphe Loe servant to Raphe Beane, having mett accordingly gave in the[ire Verdict this] day in writing vnder theire hands in these words followeing viz:

January the 18th Anno 1650. Wee whose names are here subscribed being [Jurors concerning] the death of Raph Beanes Man (by name Raphe Loe) Cannot finde either by tes[timony or other] appearance the said Raph Beane to bee any wise accessary to the said Loe his death [As] witnes our hands.

Test

Willm Newgent	Thomas Bushell	Willm Edwyn	xpofer Russell
Arthur Turner	Willm Smoote	James Lindesey	Willm Brough
Owen James	Robert Cager	Niche Cawseene	Humfry Atwicks

Vppon wch Verdict and Evidence the Court being satisfied dischargeth Raphe [Beane] as not any wayes guilty of the death of Raphe Lowe his servant. But in regard hee gave occasion of the Charge ensueing therevppon by his private and Suddayne buriall of him dyeing suddenly It is ordered that hee the said Raphe Beane shall satisfy the same, being as followeth viz:

To the Chirurgeons Widowe or Administratrix nowe the wife of Thomas Bushell One thousand pounds of Tobacco and Caske. To the Sheriffe for his Coroners ffee Two hundred pounds of Tob: and Caske, and for impannelling the Jury & Somoninge Witnes Three hundred pounds of Tob: & Caske, And all Court charges.

p. 397 in Lib. Z. Mary the wife of [ffrancis] Vanenden sworne & examined in open Court the 21th of March 1650 Saith

That in the time of Mr Lands sicknes in or about January was a tweluemoneth as shee taketh it, the said Mr Land being then Sheriffe sent for Georg Manners to come to him who came accordingly And Mr Land in this deponts hearing desired him to doe some busines for him about the Sheriffes Office and delivered to him certaine papers (concerning that ymployt as shee then conceived) And the said Georg Manners requiring some Note or deputacon vnder his hand The said Mr Land made Answere what needed that, hee could Imploy whom hee pleased therein without any such note or writing vnder his hand, or to that effect to this deponts best remembrance And further deposeth not

John dandy plte / Georg Manners deft } in Lib. Z. According to the direccon of an order made yesterday betweene Paul Simpson plte and John dandy defendt Georg Manners the nowe deft pduced the testimonies of ffrancis Vanenden and his wife, whereby it

appeareth that Mr Land in his sicknes ymployed him the said Manners in the Sheriffes busines not giving him any deputacōn in writing But it appearing to this Court that the Attachmt in the said Order mencōned was by the said Manners in his owne Cause executed vppon the two hogsheads of Tobacco as belonging to Paull Simpson, after the said Mr Land had by writing vnder his hand made Lt Nichās Gwither his deputy Sheriffe. And that the said Tobacco as was adiudged by the order Yesterday was not Paul Simpsons but the now Compltes John dandies. Wch the said Manners had hee beene lawfully authorized for the serving of the said Attachmt ought at his pill to haue taken notice of. Yet before any Tryall touching the same (as hee now confessed had caused the same to bee taken vppon an Execucōn in his owne custody and disposed thereof. It is therefore ordered that the said nowe defendt. Georg Manners shall pay vnto the nowe Complte John dandy the six hundred pounds of Tobacco and Caske by him attached and the three hundred pounds of Tobacco and Caske for damages and all Costs and charges mencōned in that Order together with the Court charges in this suite Liber A.

The Court being ready to rise The Governor appointed Lt Nichas Gwither to bee Sheriffe of the County of St Maries for the yeare nowe next ensueing 1651 promising soe farr as it shalbe in his power that Mr Phillipp Land shalbe appointed Sheriffe of the same County for the yeare 1652. And appoints the next Provinciall Court to bee held the twentieth day of June next

At a Court held at St Maries octavo Marcij Anno 1650 } p̄sent The Governor, Thomas Gerrard Esqr Mr Tho: Hatton, Capt Robt Vaughan & Mr Willm Eltonhead

Vppon the humble Peticōn of Susan Porter of the Isle of Kent widowe expressing therein her poverty and praying that shee might bee allowed out of the estate of Wm Porter her deceased husband her Bedd, bedclothes Pott Kettle her owne wearing apparrell and three barrells of Corne for one yeares p̄vision towards her maintenance and that hee p̄misses might not bee lyable for the satisfaccōn of any of the decedents debts It is therefore vpon consideracōn being had of the said Peticōn ordered accordingly

ffinis huius Libri

Liber B. p. 172

At a Court held at S[t] Maries 19[th] May 1651.

present { W[m] Stone Esq Governor
Thomas Hatton Gent Secretary

Upon the humble Motion of Benjamine Gill Attorney of M[r] James Neale Informing that he had been at great charges about the Said. M[r] Neales Land in paym[t] of Arrear Rent and otherwise and desireing he might have the Said Land in extent for his Satisfaction, It is thereupon Ordered that upon his the Said M[r] Gills produceing an account of the charges aforesaid to be allowed of by the Court an extent Shall be granted him for his Satisfaction as is desired.

Att a Court held at S[t] Maries the 20[th] day of June 1651.

Present { The Governor
Robert Brooke Esq
Thomas Gerrard Esq
Cap[t] John Price
M[r] Thomas Hatton Secretary

Lieuten[t] William Lewis acknowledgeth himself to owe unto ffriendship Tongue Seven hundred and Sixty pounds of Tobacco and Cask payable by bill in Some Convenient place in
p. 173 S[t] George's River upon the 20[th] day of November last and Confesseth a Judgment for the Said debt together with Court Charges thereupon and Consideration for forbearance till the next Cropp being in the whole eight hundred Seventy nine pounds of Tobacco and Caske Wittness his hand W[m] Lewis
20[th] Junij 1651

25 Nov px execut inde con Stat ad Satisfaciend.

Lieuten[t] William Lewis acknowledgeth Confesseth himself to owe unto Robert Kager Eight hundred pounds of Tobacco and Caske and Six hundred of Nails upon two Several bills, and acknowledgeth a Judgment for the Said debt with 16[l] Tobacco Charges of Court
Wittness his hand 20 Junij 1651 W[m] Lewis

25[to] No. px execucōne inde con Stat ad Satisfaciend.

Lieuten[t] William Lewis acknowledgeth a Judgment to George Manners for Six hundred pounds of Tobacco and Caske and fifty four pounds of Tobacco for Charges of Court Wittness his hand 20 Junij 1651 · W[m] Lewis

Thomas Hamper acknowledgeth himselfe to owe unto Liber B.
Walter Beane Six hundred pounds of Tobacco and caske and for better Security of payment thereof at or by the tenth of November next doth Mortgage and make over to him the Said Walter Beane his whole Cropp and other Estate whatsoever as Wittness his hand this 20th day of June 1651

Thomas Hamper × Mark

Testor Tho. Hatton

Upon the motion of Walter Beane and Walter Pakes who by Order of the 29th of December 1648 had been Admitted to the Administration of the Estate of Wm Smithfield deced and upon produceing their account upon Oath formerly taken whereby it appeared that they had fully Administred And nothing being objected to the Contrary albeit publick proclamation was this day made in open Court It is Ordered that the Said Walter Beane and Walter Pakes Shall have their Quietus p. 174
est touching the Said Estate

ffrancis Brook plt
Mrs Margarett Brent
Attorn of Capt Giles Brent Deft } Upon Reading of a former Order made in this Cause the 20th of March last and of a Certificate under the hand of Captain Robert Vaughan one of the Councell hereunder recited and produced by the Plt It appearing that the hearing was formerly respited for want of proof on the Plts part This Court thinks fit (notwithstanding the Defts absence and doth Order that Giles Brent Esq or the Deft on his behalf Shall pay unto the plt five hundred pounds of Tobacco and Cask for hire of the boat in question

27° Junij Execuco inde ad Satisfaciend.
ad execuco ad Satisfaciend to January 1652

This 3d of Aprill 1651: I Robert Vaughan Gent do testifie upon my Oath that at Such time as Governor Calvert came last out of England to St Maries Capt Giles Brent then liveing upon Kent went down to St Maries in ffrancis Brookes's Shallop, and that I heard Capt Brent Say that he would give the Said Brookes Satisfaction for the Same, And further I cannot Say Wittness my hand Robt Vaughan

Jurat coram me Tho Hatton

Upon Henry Morgan's Petition this day Exhibited by ffrancis Brookes his Attorney to be relieved for certain ffees and Charges due to him who was then Sherriff of Kent by the Imprisonment of Thomas Bradnox for ffelony who was acquitted thereof upon the tryal as was alleadged, And the Question being from whome the Said ffees and Charges are due, This

Liber B. Court is clearly of opinion and doth Order that Thomas Bradnox the Prisoner Shall pay Such ffees and charges belonging to the Sherriff to be moderated and allowed of by the Commander and Comissioners at Kent as were duly incurred By
p. 175 reason of his Said Imprisonment, And he to be at liberty to Seek his relief against the prosecutor being quitted upon the Tryall.

I Henry Morgan doe Constitute and Ordain Francis Brookes my Lawfull Attorney to all effects & purposes whatsoever as if I were personally present in a Suit depending between Mr Giles Brent and Thomas Bradnox to recover charge against the Attorney of Mr Giles Brent or any other person whome the Court shall conceive the charge to be due from, and what my Attorney Shall doe I doe by these presents ratify and confirme Wittness my hand—

The mark of Henry Morgan

Wittness Walter Smith

Willm Smith plt
Capt Wm Mitchell by
Mr Cuthbt ffenwick his
Attorney Defdt

The plt preferred his Peticōn this day unto this Court thereby Setting forth, That by the Serious invitacōn and perswasion of the Defdt and upon his faithfull promise and agreement to make fitt and Compleat provision for the Complaynts voyage hither Stay, and return at pleasure without any charge to the Plt as by a Letter under the Defdts own hands appeared he the Complaynt was drawn from his dwelling house in BedfordShire in the Kingdom of England to London, and from thence to adventure himself for these parts, And that upon the like perswasions and promise of Satisfaction, he the Complaynt disbursed and laid out in Netts and Otherwise for the Defdts use 23l Sterling besides his great charge and trouble in travell and otherwise to the Value of about 5l Sterling. And that upon the Defdts further perswasion, and faithfull promise upon his honour and reputation expressed in his Said Letter, The plt was further also drawn to adventure for these parts divers goods and houshold Stuff to the value of 50l Sterling, as by a particular account thereof appeared, which goods the Complaynt (not any ways distrusting
p. 176 the Defdts fair and honest dealing) Suffered to be Shipped on his the Defdts account, And that now the Defdt contrary to his sd promises and agreements, did not only deny to allow the Complt competent Maintainance here or to pay for his passage for England but likewise detaineth from him the Said goods and houshold stuff and refuseth to give him Satisfaction for the Said Netts & other disbursments to the pltts damage of 10000l Tobacco and Cask in value, he being an aged man, and

not able by his Labours to maintain himself, but is like to perish in these fforreign parts, unless by this Court he may be relieved in the premisses, Upon the reading of which Peticōn the Defd^ts^ Attorney in regard of the Defd^ts^ absence moved that the hearing of the Cause might be respited till the Defd^ts^ return, or that he might receive further Instructions from him, and offered to be answerable to the Order upon hearing out of his own Estate to the Value of 10000^l^ Tobacco if the Defd^ts^ Estate in his hands Should not amount to be Sufficient for discharge of what Should happen to be recovered, It is therefore upon his the Said M^r^ Cuthb^t^ ffenwick's motion and offer afores^d^ Ordered, that the further hearing of this Cause be respited till the next Provinciall Court, to be held for this County of S^t^ Maries after Christmass next at the furthest, and then this Cause is to proceed to hearing preremptorily, but if the Defd^ts^ return be Sooner then till the next Court after Such his return, And that M^r^ Cuthbert ffenwick the Defd^ts^ Attorney Shall be lyable to Satisfie Such Order or Judgm^t^ out of his own Estate to the value afores^d^ (in Case the Defd^ts^ Estate fall Short thereof, as the Court Shall grant on the p^lts^ behalf in this Cause, And in the meantime the p^lt^ is at liberty to examine what wittnesses he Shall think fit in the Seretary's Office, where the Defd^ts^ Attorney may Cross examine any of them if he thinks fitt. Liber B.

ffrancis Brookes and his wife Plts / Capt Willm Mitchell Deft } Upon the Motion of M^r^ Cuthbert ffenwick the Defd^ts^ Attorney the hearing of this Cause is respited till October Court next, unless the Defd^t^ return Sooner and then till the next Court after his return, And then the hearing to proceed preremptorily. p. 177

Thomas Ashbrook p^lt^ / Nathan^ll^ Hunt Defd^t^ } The p^lts^ Suit being to have an account from the Defd^t^ of two hogsheads of Tobacco which the Defd^t^ had received of the p^lt^ for Satisfaction of 596^l^ Tob, and it appearing to the Court upon reading of the Defd^ts^ Oath taken in this Cause that he had received 46^l^ of Tobacco of the p^lts^ more then was due to him, It is therefore Ordered that the Defd^t^ Shall pay unto the Complayn^t^ the Said fforty Six pounds of Tobacco and Cask unless he the Said Defd^t^ Shall, by the last day of this Court Shew good Cause to the Contrary. There is noe cause Shewed to the contrary thereof this being the 7^th^ day of November 1651.

ffrancis Brook Attorney of Henry Morgan p^lt^ / John Wade Chirurg Deft } The Complayn^t^ as Attorney of Henry Morgan Sues to be relieved for 300^l^ of Tobacco and Cask or more due p bill and the Defd^t^ confessed he gave bill but knoweth not of what

Liber B. value And Saith the Bill was entred to gain his liberty being under restraint in the Custody of the Plt Henry Morgan then Sherriff of Kent upon an unjust occasion as he conceives, but not being as yet able to Satisfie the Court by any proof to relieve him against the Bill notwithstanding the hearing was respited by order in March Last, yet offereth to pay the Tobacco due upon the Bill when it Shall be produced or proof made thereof (the Bill being missing it is therefore Ordd tht the Deft Shall pay unto the Complt Morgan or his P Attoy so much Tobo as he gave Bill for it Shall be pduced or proofe made thereof) And he is left at liberty to prosecute agt the Said Morgan for any prejudice he hath Sustained by any Miscarriage touching the Said restraint or imprisonment

p. 178 Anthony Rawlings plt } Edward Hudson deft } The Complaynts Attorney moved to have the hearing respited till the next Court in regard he wanted his proofs as yet, And the Defdt being present in Court agreed thereunto Soe as he might be Satisfied for his loss of time and damages It is therefore Ordered that the hearing be respited till next Court, and then the plt is to produce his proofs, preremptorily or the Court will then proceed to give the Defdt Such reliefe as Shall be fitt

The Same Court Continued p Adjournmt 21o Junij

The Governor Robert Brook Esq
Thomas Gerrard Esq Mr Secretary

Upon the humble motion of Mrs Susan Warren (who upon Oath voluntarily taken in open Court Confessed herself to be with Child by Capt Wm Mitchill) that She might be allowed Maintenance and accomodation out of the Said Capt Mitchell's Estate fitting and Convenient for her in the Case She is in, and according to the rank and quality She came into the Province, It is therefore Ordered that Mr Cuthbert ffenwick Capt Mitchell's Attorney, Shall cause fitting provision and maintenance of Dyett apparell lodgeing and attendance to be allowed her both untill & during the time of her Child bearing and afterwards till the Court Shall think fitt to make further Order therein ffor which he the Said Mr ffenwick Shall have allowance out of the Said Capt Mitchell's Estate, And in Case the Sd Mr ffenwick Shall happen to make defalt herein, upon Complaint and proof made in the Secretaries office, It Shall be Lawfull for the Sherriff of the County of St Maries by warrant from the Governor to Seize or take into his possession any part of the Said Capt Mitchell's Estate within the Said County Sufficient for the purpose aforesaid and to make Sale thereof after

appraism[t] or imploy the Same for the maintenance of her the s[d] M[r]s Warren as before is Expressed. Liber B.

The Court this day gave direction to his Lordps Secretary to examine Wittnesses touching Cap[t] Mitchell's administring of Phisick to M[r]s Warren being with Child, that the Court May receive right Information therein. p. 179

M[r] Cuthbert ffenwick p[lt] } John Nunn Defd[t] } Upon the p[lts] motion It is Ordered, that the Order made in this Cause the 20[th] of March last be renewed to all intents and purposes for the next Court to be held the 20[th] of October next or at any time afterwards

Thomas Gerrard Esq p[lt] } L[t] William Lewis Deft } The Complain[t] Sueth to be relieved for 12 barrells of Corne Rent and his damage 2500[l] Tob value, and for a frameing Sawe valued at 100[l] Tobo, and for 800[l] Tobacco for a boat Sent by the p[lt] and not delivered, and for 2000[l] of Tobacco as he can make appear upon account which by the award of Thomas Copley Esq to whome the matter was referred as the p[lt] alleadged was to have been paid unto him the Defd[t] To which demand of the Comp[lt] the Defd[t] by his Answer pleads a former Judgment of Court of the 5[th] of January 1647 whereby all the p[lts] demand was determined Saving the 12 barrells of Corn the Sawe and the Boate, And as touching the demand concerning the boat the Defend[t] denyeth the Charge, but Confesseth he had a Saw of the p[lt] and for the Rent Corne which the Complayn[t] claimeth as due to him for a Tenement for four years at 3 barrells Rent p annu The Defd[t] acknowledgeth to have held a Plantation of the p[lt] by a verbal agreement one year only and a Tennant of his Some part of the plantation two years for which the Said Tennant paid to the Complayn[t] two barrells of corn he being himself forced out of the Province by the late troubles in regard whereof he hoped the Court would not Compell him to pay rent for the time he could not make use of the Plantation, alleading that the whole time he and his Tennant held the Plantation was but three years and That the whole Rent was p. 180 but 2 barrells p annu But the Complaynant Saith the Rent was 3 barrells yearly and that he enjoyed or might have enjoyed the Plantation 4 years, Confessed the Tennant paid him two barrells of Corne for two years for his part of the Plantation And was not able to prove that the Defendant his Tennant enjoyed the Plantation any longer then three years, nor to prove his demand concerning the boat, not denyeing that the Defend[t] was hindred that he could not enjoy the Plantac$\bar{o}$n Some part of the time by reason of the late troubles, And the

Liber B. Court being Satisfied in point of Conscience that Defd^{t} ought to be abated for the time he could not by reason of the troubles make use of the Plantac$\bar{o}$n It is therefore Ordered that the Defd^{t} Shall pay unto the Complayn^{t} Six barrrels of corne in full Satisfaction of all rent remaining due for the Plantac$\bar{o}$n aforesaid at the Complaynant's house by the first of August next or in default thereof Six hundred pounds of Tobacco and Cask in liew of the Said Corne by the tenth of November next together with one hundred pounds of Tobacco for the Saw Confessed by the Defd^{t} And the Court not thinking it fit to give the p^{lt} any release against a former Judgment Alloweth of the Defd^{ts} Said plea and for that and the other matters Complained for and not proved, dismisseth the Said Suit.

John Walton p^{lt} }
Wm Smoote Defd^{t} } The Defend^{t} attending upon an arrest and none appearing to prosecute on the P^{lts} behalf, The Court dismisseth the P^{lts} Suit for want of prosecuc$\bar{o}$n with one hundred pounds of Tobacco to be paid by Complaynant to the Defend^{t} for his attendance trouble and loss of time being a tradesman.

Wm H$\bar{a}$rdwich p^{lt} }
ffrancis Brookes Defd^{t} } At the Defd^{ts} motion the hearing of this Cause is respited till the next Court.

p. 181 The Court rising the Governor appointed the next Provincial Court to be held at S^{t} Maries the 20th day of October next

21 Junij 1651 Lieuten^{t} William Lewis bindeth himself his heirs Exto^{r}s and Adm^{r}s to pay unto Paul Simpson his Executors Administrato^{r}s or assignes Six thousand three hundred thirty and nine pounds of Tobacco and Cask principal and Seven hundred fifty Six pounds of like Tobacco and Cask for forbearance at 12^{l} $\mathfrak{p}$ Cent upon or before the tenth of November next, unless he the Said Lewis Shall before that time make appear in the Secretaries Office that any part Of the Said 6339^{l} Tobacco is paid, and then Soe much as is paid unpaid thereof with forbearance at the rate aforesaid, together with all Charges And for better Security of payment thereof accordingly, He the Said William Lewis doth make over unto the Said Paul Simpson his whole Cropp of this year both corne and Tobacco to be enjoyed by him the Said Paul Simpson his heirs Exto^{r}s and assignes in Case of non payment of the Said Tobacco's and Cask before menc$\bar{o}$ned Wittness his hand the day and year aforesaid Wm Lewis
Wittness Thomas Hatton

[ord^{r} $\mathfrak{p}$ xec inde 21. Jan^{r}y 1651]
21 Janu^{r}y 1651 Certifi that nothing made appear

August 20° 1651 An Administration is this day granted to Liber B.
Mrs Ann Cowper the widow and relict of Walter Cowper Gent her late husband deceased of all the rights debts goods and Chattells within this Province late of her Said husband upon Oath by her taken to exhibit a true Inventary by the first of January next unless &c, And to keep and make a Just & true account &c After the usual Manner

Septembr 26th Mr ffriendship Tongue this day came and entreth a Caveat that noe Patent be granted to Henry Pountney of a parcell of Land upon a branch of St Jeromes Creek till a tryall in Court

[Octr 2do]
Mr John Lawsons Mark for Cattle & hoggs Vizt Cropt on the Left Ear & a hole under the Crop & the right Ear Slit Down

It is this present 29th day of Aprill 1651 Covenanted and p. 182
agreed between Mr Henry Howper of the Province of Maryland planter of the one part and Mr Zephaniah Smith of the Same Province Planter of the Other part as followeth viz: That for and in Consideration that the Said Henry Howper hath Satisfied and paid a debt of 5000l of Tobacco for payment of wch he Stood bound unto the Said Zephaniah Smith and for his debt to Capt William Lambe and in respect of the forbearance and all charges and damages the Said Mr Hooper hath been put unto by reason of his Said Ingagement He the Said Zephaniah Smith hath and doth hereby sell assigne . . . . and deliver unto the Said Henry Hooper half a Shallop wth half the ropes Sailes cable grapleing and other things belonging to her mencōned and expressed in a Certain Deed of Covenants made between Robert Simpkin on the one part and the sd Zephaniah Smith on the Other part bearing date the fourth day of December last and now valued at 2500l of Tobacco and Cask, as also the time of Service being Six years from December last as by Indenture appears of one boy named Robert Knight of about 16 years of age now Servant to the Said Zephaniah Smith and valued at 2000l of Tobo and Cask and doth also assigne unto the Said Mr Howper 2133l of Tobo and Cask due to him by two Several bills from Thomas Welds one dated the 15th and the other the 16th of this present Month together with the Said bills, And doth also bind himself, his heirs Executors and Admrs to pay unto the Said Mr Henry Hooper his Extors Admrs and assignes 300l of Merchantable Tobacco and Cask at the Island of Kent within this Province upon or before the 10th day of November next, And doth also further bind himself, his heirs Extors & Admrs to warrant unto the Said Mr Howper

Liber B. p. 183 his Exto[r]s Adm[r]s and assignes half the Said Shallop and appurtenances and the Said Servant boy touching his Said time of Service and to make good the Said debt of 2103[l] of Tobacco and Cask due from the Said Welds against all Just Claimes In Wittness whereof the Said Zephaniah Smith, hath hereunto put his hand the day and year first above written:

Testor Tho Hutton Zeph Smith

5 Junij, A heifer about 2 years old and Somewhat more having her left Ear whole, and the right Ear nearer a crop then a Swallow taile with a Slitt in the Cropp and a little peece taken out under the Ear near the root was the fourth of this Month of June in the dusk of the evening by George Mackall and Robert Crane M[r] Wilkinson's 2 Servants with the assistance of the Said M[r] Wilkinson Conceiveing her to be a heifer of the Said M[r] Wilkinson's branded upon both horns with E B: and Some part of her right Ear taken off to make it a perfect Swallow tayle, which was Soe done before they discovered the Notch under the Ear, upon discovery whereof, M[r] Wilkinson being doubtfull of Some mistake came this day himself w[th] his Said 2 Servants who attested as before is Expressed before the Governor and Secretary and desired this their declaration might be recorded to the end that if any one can lay any Just clayme to the Said heifer the alteracon of the mark af[d] may not be any prejudice to the right owner.

This present writeing Wittnesseth that I Benjamine Gill doe acknowledge my Self to owe unto the Right Honble Cecilius Lord Baron of Baltemore 1600[l] of good and Merchantable leaf Tobacco with Caske in liew of Sixteen barrells of Corne due by me to his Lordp, for Rent And doe desire M[r] Secretary to cause this my acknowledgm[t] to be put upon Record as a Judgment against me for the Said debt as Wittness my hand this twentieth day of May 1651.

Wittness John Medcalf Benjamine Gill

p. 184 This present writeing Wittnesseth that I Richard Bennett of Popler hill with the consent and and approbation of John Taylor and Sarah his wife mother of me the s[d] Richard in Liew and Consideracon of one Cow and Calf by me Sold to his Lordps Secretary, M[r] Thomas Hatton with the consent and approbation aforesaid as appears by bill of Sale bearing date herewith which Cow was formerly by free Gift disposed or intended to be disposed by the Said Sarah my mother to Sarah Bennett my daughter and Some of her Increase to other of my Children, Doe give dispose deliver and Confirm to and to the use of my Said daughter Sarah her Exto[r]s Adm[r]s and assignes forever

one Cow about Six years old being Crop't on the left ear and Liber B.
the right Swallow forked together with her increase for the
future Saving the first Cowe Calf which Shall happen to fall
which with Consent aforesaid, I doe give to my Son Thomas
Bennett And the Second Cow Calf which with consent afores[d]
I doe give to my Son Richard Bennett their Exto[rs] Adm[rs]
and assignes forever with warranty against all Just claimes
Wittness my hand this 16[th] of Ja[r]y 1651
In the p[r]sence of The Mark of R B Richard Bennett
John Tailor : Sarah Tailor Tho: Hatton

This present writeing Wittnesseth, that We Richard Bennett
and John Tailor and Sarah his wife mother of the Said Richard
of Popler hill in the Province of Maryl[d] for and in consideracō̄n
of Six hundred pounds of Tobacco & Cask already paid to the
Said Richard Bennett by M[r] Thomas Hatton his Lordps Sec-
retary have Sold and delivered and by these presents doe fully
and absolutely Sell and deliver unto the Said M[r] Thomas
Hatton for the Sole and proper use of him the Said M[r] Hatton
his Executo[rs] Adm[rs] and assignes forever One Cow about Six
years old and Calf by her Side now In his the Said M[r] Hatton's p. 185
possession, The Cow being a blackish brown Cow, with a white
List upon the back and white under the belly being cropt on
the right ear and underkeeled, and a Nick in the upper Side on
the left with Warranty against all Just claimes Wittness our
hands this 16[th] day of July 1651 :
In the presence of The mark of R B Richard Bennett
James Johnson The mark of × John Taylor
Edw[d] Williams × his Mark The mark of S Sarah Taylor

This present writeing Wittnesseth that I James Johnson of
Popler hill in the Province of Maryland Planter for and in
Consideracō̄n of 600[l] of Tobacco and Cask already by me
reced of M[r] Thomas Hatton his Lordps Secretary have Sold
and delivered and doe hereby Sell and deliver to the Said M[r]
Hatton one heifer and Calf by her Side now in his the Said
M[r] Hattons possession, the heifer being yet of my own mark,
to the Sole and proper use of him the Said M[r] Hatton his
Exto[rs] Adm[rs] and assignes forever with warranty ag[t] all Just
clayms Wittness my hand this 16[th] of July 1651
James Johnson
In the presence of Rich Bancks Barbara Johnson

16[th] July Whereas by Deed of Gift upon Record in the Last
book of Entries for this Province of Maryland folio 331 a Cow
is mencō̄ned to be given by Cap[t] ffrancis Pott of Accomack in
Virginia unto Thomas Hatton the Son of me Thomas Hatton

Liber B. his Lordps Secretary of this Province to begin him a Stock of Cattle which Cow with a Cow Calf by her Side hath been S paid and delivered at Accomack afores[d] and by me transported thence into this Province and remains now in my possession to my Said Son's use the Cow being branded upon the right horne with T T and on the left horne H (my own Cattle being branded on both horns with T H) the former ear Marks of the Cow being altered and brought as near to his the
p. 186 Said Thomas Hatton the younger's own proper Mark as could be, which differeth only from the Mark of me the Said Thomas Hatton the Elder, by a peece taken off from the Corner towards the root underneath both Ears thereby appearing Somewhat like a figure of 3 which mark the Said Calf now bears, and the Said Cow and Calf together with their increase are to be and remain to the Sole proper use of him the Said Thomas Hatton the younger his Exto[rs] Adm[rs] and assignes forever towards a Stock, according to the true intent of the Donor in the Said Deed of Gift expressed

Attestat 16° die July 1651

. p me Tho Hatton Sen Secr.

Whereas Thomas Motham Gent one of the Clarks in the Six Clark's office in Chancery Lane London now deced did ab[t] the latter end of March last was eight years give and deliver to the use of Thomas Hatton the younger his Godson born the 14[th] day of the Said Month of March 1642, a Silver and guilt Spoon of the value of 20[s] or thereabouts, And Whereas I Thomas Hatton the Elder ffather of the Said Thomas Hatton the Younger, had and converted the Said Spoon to my own proper use without any Satisfaction at all as yet given to my Said Son for the Same, Now this present writeing Wittnesseth that I the Said Thomas Hatton the Elder for and in Consider-acō̄n of the Said Silver and guilt Spoone or the Value thereof and forbearance till this time doe hereby fully and absolutely bargain Sell assigne and deliver unto and to the use of my S[d] Son Thomas Hatton his Exto[rs] Adm[rs] and assignes forever two Sow piggs or Shoats lately mark't of his the Said Thomas Hatton's the younger's own proper mark together with their Increase Reserving liberty to my Selfe during my life time to dispose thereof or any part thereof for the best benefit and advantage of my S[d] Son as from time to time I Shall See Cause Wittness my hand hereunto upon Record this p[r]sent 16[th] of July 1651

Tho Hatton Secr

p. 187 29 July Robert Hatton Son of M[r] Thomas Hatton his Lordps Secretary. his Mark for Cattle and hogs viz: his

ffathers Mark on the Right Ear and the Mark of his brother Thomas on the left Liber B.

William Hatton Nephew of M^r^ Thomas Hatton his Lordps Secretary his Mark for Cattle and hoggs viz: his uncles the Said Secretary his Mark on the right Ear, and the left Ear bearing the Like Mark on the upper part of the Ear as the right Ear doth on the nether part.

Richard Hatton Nephew to his Lordps Secretary his Mark for Cattle and hoggs viz^t^ his uncle's Mark on the left Ear and on the right Ear the upper part being taken of or in like Manner as his Said uncle's Mark is on the nether part being contrary to the Mark of his brother William.

M^r^ John Wade Chirurgeon his Mark for Cattle and hoggs viz^t^ both Ears flower deluced with Slitts and the right Ear underkeeled.

Aprill 12° 1651 Barnaby Jackson acknowledgeth that about three years Since he gave and delivered to Joseph Edlowe a Cow Calf for the Sole and proper use of Barnaby the Son of the Said Joseph's his the Said Barnaby Jackson's Godson, which Gift and delivery of the S^d^ Cow Calf together with the Increase thereof Since that time and forever hereafter he the Said Barnaby Jackson doth hereby fully and absolutely confirm to the Said Barnaby Edlowe his Exto^rs^ Adm^rs^ and assignes. Wittness his hand the day and year abovesaid.
Testor Tho: Hatton Barnaby Jackson

Aprill 14^to^ Paul Simpson entreth an Action ag^t^ Rich^d^ Brown (Prisoner under Execucōn) for 200^l^ Tobacco p̄ bill and 80^l^ Tob p̄ Accompt.

May 20. William Johnson his Mark for Cattle & hoggs Viz: Slitt on both Ears and the under part taken off.

19° May 1651. John Nicholls this day declared that he had heretofore given to John Evans Son of William Evans deced and his then wife now the wife of the Said John Nicholls a Cow marked as followeth viz: Crop't on the right Ear, and a a hole under the Cropp, and three Slitts on the left Ear, w^ch^ Cow the Said John Nicholls in Confirmacōn of his former Gift doth now freely and firmly Give and Grant unto the S^d^ John Evans his Exto^rs^ Adm^rs^ and assignes forever together w^th^ her Increase for the time to come desireing the Same might be recorded accordingly p. 188
Testor Tho: Hatton

Liber B. 19° Maij 1651: Walter Guest acknowledgeth to owe unto John Hatch three hundred fifty and five pounds of Tobacco & Cask debt, and forty Seven pounds of Tobacco and Cask Court Charges and for the better Security of payment upon or before the tenth of November next, doth bind make over and assigne unto the Said John Hatch his whole Crop for this year And this in presence of his Lordps Secretary, desiring the Same to be put upon Record

Testor. Tho: Hatton

Lewis ffroman his Mark for Cattle and hoggs viz: Vnderkeel'd on both Ears.

23° Jany. These presents Wittness that I Thomas Green of S^{t} Maries in the Province of Maryland Esq at the desire and request of my Loveing wife Winifred Green and out of my Natural affection I bear to my Loveing Children Thomas Greene Leonard Green Robert Green and ffrancis Green with divers other reasons me thereunto moveing, have assigned given and made over, and Doe by these presents assign give and make over unto my Loveing friends, Henry Adams & James Langworth, All my whole Estate in the Province of Maryland or elsewhere, as well of Lands and title thereunto as of goods Servants Cattle Swyne, debts or whatsoever else is any ways mine now or hereafter may be unto me within the Said Province or elsewhere to the uses and intents following viz^{t} That my Loveing wife Winifred be really possessed of all and every part and parcell of my foresaid Estate for her freely to use and enjoy the Same in her own person during the term of her Natural life without Wast diminution or alteracōn thereof Saving the Value of one thousand weight of Tobacco to be delivered to my most honoured friend Thomas Copley Esq or his Successors whenever I Shall happen to die, In testimony I die a faithful Christian and desire the prayers of the holy Church, Provided also that my Self during my life, and that
p. 189 my Loveing Children Thomas Green Leonard Green Robert Green and ffrancis Green aforesaid, and what other it Shall please God to Send me hereafter be Sufficiently maintained and Provided for out of the Same both for Subsistance and Education answerable to their quality untill each of them respectively come to eighteen years of age, And that my present true reall and proper debts be also paid with all possible Conveniency, And that at the end of ten years next following the date hereof She my Loving wife Winifred Green deliver or Cause to be delivered unto my Loving and Eldest Son Thomas Green the first part of all Such Estate in kind as Shall then and at that time be in her possession or in Value as my Said

Son Shall desire for his portion appointed him by me if he Liber B.
Shall be then liveing, else It Shall be Lawfull for my foresaid
Dear wife Winifred Green to Convert the Said fifth part to
her own proper use at the Expiracōn of the foresaid ten years
without any account to the rest of my Children, And that at
the end of thirteen years from the date hereof She my Loveing
wife Winifred Green deliver or cause to be delivered unto my
Second Son Leonard Green, the fourth part of all Such clear
Estate in kind as Shall then and at that time be in her posses-
sion, or in value as he the Said Leonard Green Shall make
choice of for his porcōn appointed him by me, If he Shall be
then liveing, Else the Whole Clear Estate aforesaid to remain
to the Sole ꝑsonal use and benefit (with the Provisoes afore-
said) of my Loving wife Winifred Green untill the end of
fifteen years from the date hereof, And then to deliver or
cause to be delivered unto my Son Robert Green the third
part in kind of the whole Clear Estate aforesaid as Shall then
and at that time be in her possession or in value as he the Said
Robert Green Shall then make choice of for his portion ap-
pointed him by me If he Shall be then liveing else the whole
clear estate af^d^ to remaine to the sole personal use & benefitt p. 190
w^th^ adviso afd of my loveing Winiferd Green untill the End of
seventeen years from the date hereof & th^n^ to Deliver or cause
to be delivered unto my Loveing son ffra Green one intire
halfe in kind of the whole clear Estate afd as shall then & at
th^t^ time be in her possession or in Value as he the said Francis
Green shall think fitt for his portion Appointed him by me if
he shall be then liveing else one intire half of the whole clear
Estate afd then and at that time in the possession of my Dear
wife Winifred Green to remain wholly and Solely with the pro-
visoes aforesaid to the proper use and benefit of my Said Dear
wife Winifred Green forever And the other half equally to be
divided between Such other issue as it Shall please God to
Send me after the date hereof for their respective porcōns ap-
pointed them by me If there Shall be any Such then liveing,
And if not then the foresaid half wholly to accrue to my Dear
wife Winifred Green her use and profit forever, Provided She
be not afore invested with the half appointed by me for my
Son ffrancis Green his porcōn, nor with the other fifth part
appointed by me for my Son Thomas his porcon by reason of
either of their deaths as is afore allowed her by me in which
Case the half afores^d^ Shall be divided by equall porcōns among
the brothers then Surviving And if at the end of 17 years from
the date hereof She my Loveing wife Winifred Green Shall
not be invested w^th^ of the foresaid parts, and that I
Shall have any future issue then also liveing, That then an
equal Share be deducted by her my Loveing wife Winifred
Green out of the half afore appointed by me for Such issue

Liber B. and applyed to her own proper use and benefit forever, And if it Should Soe fall out w^ch^ God forbid, that my dear and Loveing wife Winifred Green Should happen to die afore any the
p. 191 Several respective years above mencōned, That my Several respective Children's porcōns are to be paid them respectively out of the Said Estate as af^d^ That then it Shall be good and Lawfull for her my Said Dear wife Winifred Green to give and dispose of at her death at her pleasure of the one fifth part of the whole clear Estate then remaining in her possession, If it be within the ten first years, If after the ten and within the 13 years then the fourth part, If after the 13 and within the 15 years then the third part to be at her disposall as afore, And if after the 15 and within the 17 years, then the one half of what She Shall be then possessed of to be at her disposeal as afore Giving further power by these presents in the Case afores^d^ to my Loveing friends Henry Adams and James Langworth or to the Survivor of them or to his Assignee to ReEnter upon the remainder of the Said Estate to the intents abovesaid (that is to Say) ffreely to possess the Same in their own persons for my respective Children's use and my own livelihood as is above at large expressed, allowing my Said Loving friends Henry Adams and James Langworth each of them, the Value of Six hundred pounds of Tobacco and one third of the Male Cattle Increase between them for their pains and care they Shall be at in manageing the Said Estate to my respective Childrens use profit and advantage at the Several days of payment above expressed of their Several respective porcōns And if it Should Soe please God as that at the end of the 17 years aforesaid or at any time afore there Should be neither wife nor Child of mine then liveing, that then the whole Estate aforesaid be disposed of as followeth, ffirst that three parts thereof be delivered by my Loveing friends Henry
p. 192 Adams and James Langworth or the Survivor of them or his assigne as afore unto my honoured friend Thomas Copley Esq or his Successors to be imployed by him or them to Such Charitable uses as he or they in their discretion Shall think most tending to the honour and glory of Almighty God either in this Province or elsewhere, my own decent livelihood during my life being herein always Comprehended, Then that the other ffourth part remain to the Sole benefit of my Loveing friends Henry Adams and James Langworth or to the Survivor of them or to his Assignee as afore forever In Wittness of all which I have hereunto Set my hand and Seal the 18^th^ of November 1650 All the Interlines being 6 in number were made before the Signment

Signed Sealed and delivered Tho: Greene
in the presence of
Richard Willan Signed Alice Smith

23° Jany Know all men by these presents I Robert New- Liber B.
chant of Newtown in Maryland doe bind over my whole and Sole Crop of Tobacco and Corne unto Mr George Mee his Extor's Admr's or assignes to be both Sound and Merchantable Condicōn. It being for the Secretary of one debt being due by Specialty unto the Said Mee being the Sume of two thousand three hundred and Seventy pounds of Tobacco, And as for the true performance of the Said delivery I have hereunto Set my hand and Seal dated this 24th day of May Anno 1651
Sealed Subscribed and delivered
in the presence of James Lindley
Tho Jnnes

The Deposition of Walter Smith aged 28 years or thereabouts taken the 2th October 1651 Sworn & Examd

This Deponent being present when Mary Risbrook widdow was taken very Sick this Deponent requested her to Set things in Order for he was perswaded that death was Seized on her upon that She requested him to call ffrancis Lumbard unto her p. 193
he comeing unto her She Said She did give unto her Godson one Sow Shoate and to Mr Pasmore a Shoat of hers that ran at Crayfords, and for the rest of her wordly Estate She did bequeath it unto ffrancis Lumbard after her decease and further this Deponent Saith not Walter Smith
Jurat coram me Robt Vaughan

The Deposition of Thomas Pasmore aged 78 years or thereabouts taken the 2th October 1651 Sworn & examd

Saith that Some three days before Mary Risbrooke dyed he heard her Say, that if it pleased God She Should dye before ffrancis Lumbard he Should have all the Estate that She had And further this Deponent Saith not. Signed Tho: Pasmore
Jurat coram me Robert Vaughan

October 9

An Administration of the personall Estate of Mary Risbrook Widow late of the Isle of Kent deceased is this day granted to ffrancis Lumbard of the Said Island upon Oath to Exhibit an Inventory by the first of January next unless &c to performe the will mencōned in Smith and Pasmores Oaths last before upon Record, to pay debts &c render an acct when thereunto required by &c in the usual forme

[a Quietus est to the Admrs of Smithfields Estate]

Cecilius &c To all the Inhabitants and People within our Said Province of Maryland and to all others whome these presents Shall concern, Greeting Whereas at a Court held at

Liber B. S[t] Maries within our Said Province the 20[th] day of June Instant upon the mocō̄n of Walter Beane and Walter Pakes who by Order of the 29[th] of December 1648 had been admitted to the Administracō̄n of the Estate of William Smithfield deceased and upon produceing their accounts upon Oath formerly taken whereby it appeared that they had fully administred, and nothing being Objected to the Contrary albeit publick proclamacō̄n was then made in open Court It was then Ordered that the Said Walter Beane and Walter Pakes Should have their Quiet est upon Consideracō̄n whereof these are to
p. 194 will and require you and every of you that from (henceforth) forward you desist and forbear to Sue implead molest or prosecute the Said Walter Beane or Walter Pakes for or Concerning the Said Estate whereof they are Administrators as af[d] or any part thereof as you will answer the Contrary And We doe hereby require our Lieutenant Chief Governor & Chancellor or keeper of our Great Seal of our Said Province for the time being and all and every our Councellors Commanders and Com[r]s and all other Justices Judges and Magistrates within our S[d] Province by us appointed and authorised, and to be from time to time by us or our heirs hereafter appointed and authorised for matters of Judicature, that they and every of them be carefull from time to time as occasion Shall require to See our will & pleasure herein before declared to be duly observed and performed according to Justice, And that in Case the Said Walter Beane and Walter Pakes or either of them Shall happen at any time hereafter to be Sued impleaded or prosecuted in any of our Courts of Justice in our Said Province Contrary to our true intent and meaning herein before Signified that they and every of them then present in Court Shall admitt and allow of this Quietus est or the Record thereof for a Lawfull and Sufficī[t] plea in barr to all and every Such Suit Action or demand. In Wittness whereof We have caused our Secretary of our Said Province of Maryland to publish the Same under our Great Seal of our S[d] Province Given at S[t] Maries this 21[th] day of June anno Dn̄i 1651

Wittness our S[d] Secret Tho: Hatton

[A Quiet est to Jos: Edlowe Adm[r] of Rob[t] Wisemans Estate]

Cecilius &c To all the Inhabitants &c Whereas it appears by the account upon Oath upon Record of Joseph Edlowe Adm[r] of Robert Wiseman deceased that he the Said Administrator hath fully administred upon Consideracon whereof and of an Order of Court made herein this present day, These are to will and require you and every of you &c put in Quiet est Beane & Pakes vlt ante recitat Mutatis Mutandis usq ad, Given at S[t] Maries this 20[th] day of October anno Dn̄i 1651

Wittness our S[d] Secretary Tho Hatton

Oct 18th Aprill the 28th 1649 Received in full of John Salter a Bill of five hundred and forty pounds nete of Tobacco I say reced by me Isaac I live Liber B. p. 195

Oct 18th Andrew Watson his Mark for Cattle and hoggs vizt the right Ear cropt and a hole under the Cropp, and the left Ear underkeeled and a hole in it.

22do Octobr 1651. Edward Hall ingageth himself in open Court this day in twenty thousand pounds of Tobacco to be paid to the Lord Proprietary in Case Rebecca Manners widdow Shall not Justly and truly Administer upon the Estate late of George Manners her late husband deceased, and give in a Just and true account thereof according to her Oath to be taken in that behalf Wittness his hand

the Mark of × Edward Hall

1646 p. 205

January 14 Henry Hooper Chirurgeon acknowledgeth himself to owe unto John Hallowes Six hundred pounds of Cask't Tobacco.

Whereas certain Lands and Tenements holding of the Mannors hereunder named have ceased for these 3 years last past to pay the rent due to the Lord of the Mannor hereunder likewise named & the Last Tenants have (as is Said) forsakon and deserted them nor can any distress be found upon the Lands or tenemts for the levying of the Said rent and arrears, These are therfore to Summon the Said Several Tennants to pay the Said Rent and arrears and the Charges of this process unto the Lord of the Mannor as aforesaid within 15 days after the Setting up thereof or els to be at the Court on the ffourth of ffebruary next by themselves or Attorney to Shew Cause why the Said Land should not Escheat to the Lord of the Mannor as aforesaid according to the Law and Custome of England in Such Case p. 206

In the Manor of

St Michael	one tenemt of 100 acres late in the Tenure of Tho Butler deced yearly rent 2 barrells corne & 2 Capons arrear 3 yea:	6 barrells Corne & 12 Capons
St Gabriell	One other Tenement late in the tenure of Henry James Deced of the Same quantity rent and arrear	
	One other tenemt of 100 acres late in the tenure of John Langford deceased the Same rent & arrear	
Trinity	One other Tenement of 100 acres in the tenure of Robert Smith the Same rent & arrear	

Liber B. William Stephanson demandeth of Robert Smith 500[l] Tob Casked and 3 barrells of Corne due for wages this last year attachm[t] 923 ret 4 ffebr

pnt { Gov[r] / Secret

Att a Court 13 Janu:

The Court being informed of certain revileing Speeches of W[m] Pinley uttered this present day in the house of John Hallowes viz (that he Should Say unto Robert Douglass a messenger Sent thither from the Governor upon business (that he had an honest face it was pitty he Should be hanged, and that he wished the Virgineans that came up in Service of the Governor had Estates in Virginea, and th[t] rather than he would have come up upon Such employm[t] as they did he would have gathered Oysters for his liveing) Confessed the words And
p. 207 thereupon was adjudged by the Court to be whipped with 20 lashes and to be imprisoned till the Sentence be Executed

14 Nathaniel Pope demandeth of John Dandy 300[l] Tobo Cask due by bill.
attachnt 373 ret 1 March next or within one Month after Notice

Edward Packer demandeth of John Dandy 950[l] Tob Cask—attachment 1073[l] ret ead forma

John Pritchard demandeth of Barth: Lewis 80[l] Tob Cask Warr[t] to Court 4 ffebr upon perill Judgm[t]

Jan[r]y 14 Marks Pheipo made Oath that he paid unto the Sherriff to the use of M[r] Giles Brent 1000[l] Tob & Cask about Some three years agoe by Order of Nathaniel Pope upon an attachment of the Said M[r] Brent
Edward Packer made Oath that he being Sherriff ab[t] 3 years agoe received five hogsheads of Tobacco of Nathan[ll] Pope by vertue of an attachment at the Suit of ffulk Brent to the best of his remembrance

Bartholomew Rench acknowledgeth himself to owe unto John Hallowes 700[l] Tobacco to be paid on the 10[th] November next

p. 208 16—Thomas Green Esq &c demandeth of William Hardedige 310[l] Tobacco Cask due by Bill and account
Arrest for 348[l]

4 ffebr Tho: Green Esq &c demandeth of William Pinly 361[l] Tob cask due by remainder of a bill of 800[l]
Arrest 399 Eod

John Grimesditch demandeth 100 acres of Land due by Con- Liber B
dicõns of Plantacõn for transporting himself at his own Charge into the Province in the year 1644.
Warrant to Surveyor

Marks Pheipo Admr of Samll Pursall late of Virginea deced p. 212
demandeth of John Hallowes 20l beaver due these 5 years & upwards to the Estate of the deceased by Bill, and demandeth damages of Non payment and charges of Suit
Warn: to Court 4 ffebr ꝑill Judgmt

Warrt to Tennts Lordps hundred, St Clem: & Newtown to pay rent afore 4 ffebr at the ffort, ꝑill distress & Charges & head corne

Janry 25—ffrancis Posie demandeth of Wm Smithfield 600l p. 213
Tobacco due by account
Arrest ret 4 ffebr next

ffrancis Posie demandeth of Tho: Moss 400l Tobacco due upon account of 40 arms length of roanoke delivered to him at 10 ꝑ arm l
attachmt ret eod

Ralph Beane demandeth of John Cook 1166l Tob Caske due upon account of goods:
Attachmt 1223l ret 1 March

Robert Edwards demandeth of Richard Hills Admr of John Longworth 220l Tobo Cask & 4 barrells corne of corne or els 400l Tob Cask.
Warn: to Court 1 M: ꝑill Judgmt

Worthy Sr p. 214
These are to give you notice that I have given Notice to Mr Hollis Order to receive the Cattle which is due to me for the moneys that my Lord received of my friends in Engld for one I have received but noe Increase which I hope your worship will consider me in yet that I may not Sustain the whole loss of the encrease which I Should have had of them So wishing you all helth &c
Yor Servt to Comand, Thos Speak

[January the 29th]
Warrant to Walter Waterlin to Search Antho Rawlins house for goods of John Hallowes

Liber B. [Febr^y 4]

Robert Sharp demandeth of Cyprian Mallett 36^l^ tob due upon account

Warrant Imediate

Robert Sharpe demandeth of Thomas Knight 150^l^ tob due upon account

Warr^t^ Imediate

Robert Kedger p attorn Walter Pakes demandeth of Nath Pope 1000^l^ tob due for account of Work

Warrant Imediate

Dorothy Baldridge demandeth of Richard Duke 200^l^ Tob due by bill attachm^t^

Acknowledged this day in Court to be agreed by the Gov^r^ & Henry Hooper Chirurgeon, that the Said Henry is to Serve the Governor for a twelve month from this day in the quality of a Chirurgeon and the Governor is for it to find all druggs, and to find him with diett and lodgeing, and to allow him two thirds of all the accounts Which the Chirurgeon Shall earn by his practice in the Colony during the Said time.

Mary Clocker demandeth of ffrancis Gray 1000^l^ tob being the value of a Cow of the p^lts^ killed by the Said ffrancis at S^t^ Maries about Septemb 1646. and assumed by him to be paid for.

Nath Pope to the demand of blanch Oliver for 2 kine With
p. 215 Calf due by assumpsit Saith that if he did kill any of her Cattle or assume payment which he confesseth not yet he ought not to pay upon any Such Cause Such actions being taken away by Act of assembly.

Mary Clocker Saith upon her Oath that in her presence Nathaniel Pope did promise to blanch Oliver that for an Ox of her's killed in their ffort whether he lived or died he would give her Satisfaction and if he lived She Should have a Sufficient Cow and Calfe as any was in his penn and which Should be a quarter over and above better then her Oxe. And the Court found that the p^lt^ recover a good Cow Calfe as any was then in his penn, and for the other Cow and Calfe respited till first of March which Shall be 1647:

In the Cause of Robert Kedger v: Nathan Pope, the Said Nathan Pope alleadged, that if Rob^t^ Kedger did any work it was to the use of the whole party then in Rebellion, and Soe is Cut off by the Act.

And it was Soe found by the Court and the Defd[t] dismissed Liber B.
without day

Tho: Hebden demandeth of the Administrator of John Cole 50[l] Tob for Curing his Ague and feaver about Six Months afore he went into the ffort, 25[l] for a purge then likewise, 25[l] for Stopping of his blood at that time
And the Administrato[r] not gainSaying upon the Oath of the p[lt] to his account Ordered that he recover

In the Cause of Nath Pope v: Tho Jackson the Defd[t] acknowledged 200[l] tob to be due and the p[lt] was therewith contented and the p[lt] to pay Charge

Nicholas Gwither demandeth of Nath Pope 200[l] Tobacco due for hire for a voyage to Virginea about Septemb 1645.
And the Said Nathan Saith that the employm[t] was in Service and to use of the Rebellion and therefore Cutt off by the Act:
And the Court dismissed the Defd[t] without day. p. 216

Ralph Beane demandeth of John Cage 280[l] Tob[o] Cask due by bill. Warrant Imediate

In the Cause of Robert Sharp v. Tho: Knight the Def[t] alleadgeth the demand was for a play debt and the p[lt] not gainSaying it, the Court dismissed the Defd[t] without day.

William Broughe demandeth of Antho Rawlins 600[l] tob & 2 barrells of Corne due upon bill and account. Warrant Imediate.

George Rutland demandeth of John Hallowes 330[l] Tobo Casked due Cap[t] Hill, & assumed by the Defd[t]
attachment 363 ret 1 March next

William Wheatley demandeth of ffrancis Amketill & James Langworth 8 barrells of Corne due by bill.
Attachm[t] v: ffrancis Amketill 553 ret 1[o] Decemb next

In the Cause of W[m] Brough v: Antho Rawlins, the Def[t] was respited to prove his allegation ag[t] the bill of 150[l] Tob & 2 bb Corne at the Court on the 1[st] of March next upon pill of Judgm[t] and likewise his allegacō̄n touching the delivery of a Steel Saw to the p[lt] in exchange for his, & the p[lt] recovered 100[l] tob for Soe much paid by him for the def[t] to Edward Packer, and one Indian Matt to be delivered to the p[lt] before the first of March next or else 30[l] tob

Liber B. Coppy of Order to Antho Rawlins
Antho Rawlins demandeth of William Brough 820l Tob due upon account and the Defdt was dismiss't without day

Tho Sturman & Will Pinly
Jo Powell David a Welshman } licensed to goe down
Arthur Whittingtons' Man to Virginea

Barnaby Jackson demandeth of Nath: Pope 1540l tob Cask due for the price of 11 fliches of Bacōn of the pltis used by the Defdt being deposited in his house by the plt for the Securing of them and contracted for Satisfaction
Warrant Imediate
And the Deft denied Such Contract and upon the pltis Mocōn the Cause Respited till the 1st of March

p. 217 Thomas Jackson demandeth of John Hampton 120l Tob Cask due for 1 barrell Corne delivered to him this last Summer
Arrest ret 1 March

ffrancis Pope demandeth of William Smithfield 400l of Tob paid to him by the plt for the price of a Gunn Sold him by the Defdt and belonging to John Philips and now taken from the Defdt to his Lordps use as Executor in Law to John Philips

George Rutland demandeth of John Kemp of Virginea 1000l Tob due for first payment of a bill of 3000l
attachmt ret 1 March next

William Brough demandeth of John Mansell 380l tob and 2 hhds of Cask due by bill Warrt ret 1 March

Wm Brough Demandeth of Wm Brown 306l Tob Cask due upon Accot Warrt to Court Returnable 1 March

George Rutland demandeth of Robert Smith 127l tob due upon account assigned from Richard Hobin

John Salter demandeth of Thomas Waggott 150l Tob

Marks Pheipo Admr of Tho Pursall demandeth of John Hampton 700l Tob casked due by bill
attachmt ret 1 March

Marks Pheipo Admr of Thomas Purssell demandeth of ffrancis Gray Admr of James Couther 1700l tob casked due by account & bill to the deceased Pursall from Ja: Cauther
attachmt ret 1 March

Marks Pheipo Admr of Tho Pursall demandeth of John Hallowes Administrator of Ja Wavill 700l Tobo Cask due by bill & 20l beaver assignment together with damage of Non payment Liber B.

ffebr 8th

prsent Govr / Secret } To the Demand of Marks Pheipo administ of Thomas Pursall versus ffrancis Gray the Sd Francis Gray Admr of James Cauther Saith that he knoweth not the demand to be due from the deceased, And upon the defalt of proofe on the pltts part and the Oath of the Defdt that he ought noe more then 170l Tob the Court found for the plt 170l Tob, and the plt to beare Charge of Suit:

To the demand of Marks Pheipo Admr of Tho Pursall versus Jo Hamton, the Said Jo: Hamton Saith he oweth it not and the Court found for the plt 600l Tobacco. p. 218

John Hampton at the request of Christopher Chamberlaine Made Oath that in Virginea this Depont did about 9 years or 10 Years agoe receive of Edward Moulson 60l Tobo for the account of Nicholas Clerk he this Depont being then the Said Clerks Attorney, and that he this Depont paid the Said Tobacco accordingly to the Sd Nicholas Clerk for the account of the Said Edward Moulson

Coppy of 6: Mar: 1646.

ffrancisco Van Eynden demandeth of Richd Hobin 300l Tob Casked due for the price of 2 hoggs dd to him

Arrest ret 1 March next

ffrancisco Van Eynden demandeth of John Nunne 2 hhd Cask lent & 2 barrells corne & 150l tob due for the price of a Plantacōn of the pltts at St Leonards Sold to the Defdt

John Hampton deposeth at the request of Marks Pheipo Saith that to his knowledge John Hallowes did owe unto Thomas Pursall 20l of beaver about 6 years agoe & Soe much this Depont hath heard the Said John Hallowes Confess

10 Job Mayne demandeth of Henry Brookes 100l Tobo & 3 barrells corne wages Arrest ret 1 March.

11 Blanch Oliver Admrx of Robert Dixon demandeth of Richard Nevett 800l Tob due by account Arrest ret 1 March

Liber B. Blanch Olliver Admr of Robert Dixon demandeth of Wm Thompson 500l Toba due by Account for So much Toba Lent to the Defendt to the Plt Arrest ret 1. March

Blanch Oliver Admrx of Robert Dixon demandeth of John Medly 130l tob & 4 barrells corne due upon acct to the deceased Arrest ret 1 March

p. 221 Ralph Beane demandeth of Joseph Cardell 1100l wt tob. casked due by Bill & assignmts
arrest ret 1 March next

Though your paper Sent by Mr Knight contain many things in it of that fowle nature as deserve to be answered rather by the Sword then the pen of the Magistrate, Yet Soe great is our Inclination to See an end of these troubles Soe unfortunatly begun amongst us and all things reduced into their Old State again, of peace and quiett, that passing by all the rest of your paper, We give this Answer in brief, to that part of it, which prays for peace, that when you Shall Send this Gentleman or any other agent from you with Sufficient authority under the hands of the greatest part of the Island to treat and conclude fully with us, all things as Shall come in question on either part, You Shall find this Governmt ready to Condescend,. to the giving of all Satisfaction to your demands of quiett and peace as may by reasonable Men be expected from it:

p. 222 A rate of goods bought by Tho Severne.

Shoes 34l p p	34l	Cocram	30
Stockins	16	course linnen	14
Childrns Shoes & Stockins	18	axes & hoes	24
		Soap	9
Gray Kersey	50	Candles	6
better Sort of frize	40	Nails 20d	60
next Sort of frize	30	6d	40
dowles	40	4d	30

ffebr 25 Restituta wife of John Hallowes appeared as his Attorney to Answer to the Suit of Marks Pheipo. respited till Court.
Subpana for plt to Edward Packer to testifie in ditto causa

Mar: 2 Nicholas Keytin demandeth of ffrancis Gray, both in his own name & as Admr of James Cauther 200l tob casked for the price of a hog of the plts killed by the defts to their own use.

And in presence of Jo: Piles (Attorney of the Def^{t}) and pleading for his defence, the Court found for the p^{lt} 150^{l} tob: Liber B.

Sub pana in part Jo: Hollowes def^{t} to Marks Pheipo for Mary fford to testifie.

Richard Nevett to the demand of Blanch Oliver Saith that hee acknowledgeth the demand to be due, and that he never denyed it, And the Court found for the p^{lt} 594^{l} tob. & the p^{lt} to bear charges, and not to have Execucōn till Decemb next.

William Thomson to the demand of Blanch Oliver Saith upon his Oath, that he acknowledgeth 300^{l} tob due to be paid next year, and noe more he ought him at the time of his decease, and the Def^{t} proved due to him from Robert Dixon upon account 2 barrells ½ Corne & 200^{l} tob And the Court found that the p^{lt} is to pay 50^{l} tob to the Defd^{t} upon the whole account.

Mary fford deposed at the request of the Attorney of Jo: Hallowes, that She this Depon^{t} being at James Cauther's house Sometime about March, about 6 years agoe, did See one Edward then Servant of James Cauther bring down a parcell of beaver to James Cauther's house, which he Said he had of Jo: Hallis for Thomas Pursall.

Upon the Oath of Ralph Beane the Court found for him 110^{l} tob. upon the Estate of John Cole deceased.

Upon the Oath of William Asiter the Court found for him ag^{t} the Estate of Richard Cole 64^{l} tob.

Tho: Green Recovered 100^{l} tob, upon Oath of W^{m} Thomson against the Estate of Thomas Willis fugitive.

Richard Nevett upon Oath of John Medley recovered 100^{l} tob. against the Estate of Thomas Willis fugitive.

Ordered that William Browne upon paying 32^{l} tob: Casked to M^{r} Low for Court charges, & 3 bushells corne arrear for rent of the plantacōn of Thomas Willis, & 100^{l} Tob: casked next year to M^{r} Green, & 100^{l} tob Casked to Richard Nevett next year, Shall have & enjoy the Patent of Thomas Willis as his Lawfull assigne, And Richard Nevett acknowledgeth to have received 100^{l} Casked Tobo as aforesd^{d}—

Rich^{d} R Nevett his Mark

Liber B. Upon the Oath of Marks Pheipo, Ordered that he recover of the Estate of John Wavell 700^{l} tob Casked and for the 20^{l} beaver was dismiss't.

Edward Packer assumed for Jo: Hollis to be Answerable at June Court by him or Attorney for 300^{l} tob or Soe much of it as Shall be recovered by George Rutland ag^{t} him on the behalf of Jo: Kemp of Virginea.

Marks Pheipo demandeth of ffrancis Grey, Adm^{r} of James Cauther 1000^{l} tob. for the price of 20^{l} beaver received by the Said James to the use of Thomas Pursall from John Hallowes. attachm^{t}

In the Cause of Geo: Rutland v: Jo: Hollis for 330^{l} tob the p^{lt} dismiss't.

George Rutland demandeth of Cap^{t} Edward Hill 330^{l} tob Casked, due to Richard Hobie & assigned to the p^{lt} attachm^{t} ret 1. June

Warrant to Richard Nevett for 100 acres Land

George Rutland demandeth of Tho: Petit 170^{l} tob due by account assigned from Rich: Hobie
Warr^{t} to Court 1 June

George Rutland Attorney of Bridges demandeth
p. 224 Of John Nevill 270^{l} tob due by account of dyett & a lock of a Gunn Warr^{t} to Court 1 June

6 The will of Thomas Weston exhibited by John Hansford and approved and the administracō̄n Comitted to the S^{d} John Hansford having made Oath to bring in Inventory within 10 days, and account afore 1 March 1648 unless further time given, and to cause the Estate to be appraised by Oath of 2 men

William Marshall Sworn to appraise the Estate of Thomas Weston according to the true value of it to the best of his conscience.

9 Nicholas Cossin demandeth of James Neale 1400^{l} tob & Cask due by bill—attachm^{t} to Answ^{r} 1 March next. ret next Court

Ralph Crouch at the request of John Pile Saith upon his Oath, that about October anno 1644, he this Depon^{t} did lade

aboard the Ship called the Reformation whereof was then Liber B.
Master one Richard Ingle riding in the River of Thames
London Certain English goods, which Thos Clerk the party
that delivered the goods to the Depont affirmed them to the
Depont to be to the value of ten pounds ten Shillings Sterl laid
out in England in ready money by him the Said Thomas Clark
for them, and which this Depont veryly believeth cost that rate,
but this Depont Knoweth not whether the freight of the said
goods was reckoned into the said Charge or not.

Touching the Same And also that the Commander and p. 225
Commissioners at Kent doe cause the Said Zephaniah Smith
to bring into the Court there A Petition by him preferred to
the Provincial Court there on his own behalfe wherein the
Court att Annarundel is by him taxed with Injustice, that a
true Coppy thereof may be taken to be made use of by the
Provinciall court if occasion Shall require.

Cuthbert ffenwick plt } Upon perusal of an Order Made in this
John Nunn Defdt } Cause the 20th day of March last and
another for renewing of the Same 21th of June last and upon
Oath made by Mr Gwyther the high Sherriff that he gave the
Defdt notice of the Said Order Since the Last Court and the
Defdt nor any for him yet appearing to make any Answer in
the business, It is Ordered according to the Said former Order
that the Deft Shall pay unto the plt or his Assigne two hun-
dred four Score and five pounds of Merchantable Tobacco and
Cask which was payable by bill to the plt the tenth day of
November 1647.

Proofes produced by John Merriday Shipwright this Court
for the vacateing of a bond by him entred to Thomas Hales
and Roger Pollin the 14th of July last viz

The Deposition of Richard Pinner of the Colony of Virginia
Marriner aged about 36 years Sworn & examined the last
day of July 1651. Saith

That about November last he being aboard a Vessell in the
bay of Chesapeak in Virginea between Pyankatanck and Rap-
pahannock called the Ann, there was then and there lost from
the Sterne of the Said Vessell a Small boat of about 10 or 12
foot by the Keele which had been borrowed of John Merriday
Boatwright, And this Deponent further deposeth that upon
serious view of a boat upon Monday last which the Said John
Merriday Shewed unto him telling him he had taken the Same p. 226
out of The possession of Thomas Hales and Roger Pollin and
had entred bond to prove the Same to be his, he this Depont
found and knoweth it to be the Same boat which was Soe lost
from the Stern of the said Vessell before mencōned.

Liber B. The Deposition of Richard Gripwood planter aged about 16 years Sworn and examined the last day of July 1651 Saith That he was a board the Vessell mentioned in the Deposition of Richard Pynner above written when the Boat therein mencōned was lost, and further Saith that the Boat, which John Merriday upon Monday last Shewed to the Said Pinner and this Deponent, mencōned also in the S^d^ Pinner's deposition, is the Same Boat which was then lost from the Stern of the Said Vessell as afores^d^ w^ch^ boat this Deponent hath heard and verily believes was and is John Merriday's boat:

Uterq Jurat die & anno Supradict coram me

Tho: Hatton Secr

To my hon^re^ friend Cap^t^ Willm Stone Gov^r^ of Maryl^d^

p^r^sent These

Good S^r^

I received your Letter by M^r^ Copley concerning the assurance to you of my house at S^t^ Maries, which I did once Offer to Secure to you against all Just claymes, but at our last parting you cannot forget that I desired you to See in the the Record what right I had to it, and that I would advise with my brother before I would make any writeing to you I further told you that if my title were not good I would return the house into the Inventery, and would not intangle my Self in Maryland because of the L^d^ Baltemore's disaffections to me and the Instruccōns he Sends ag^t^ us This S^r^ if please you to call to mind what past I know you will remember, Yet verily S^r^ I doe not refuse to make you Security for any doubt I have of my title, but because I know it will be more for the avoyding of trouble both to you and me to disinterest my Self in it I will at my comeing down
p. 227 bring with me the Coppy of the Statute to Justifie my right to M^r^ Calverts Land, and I hope to have a tryall for them in your own Court, and Soe I shall make an end with you to your own content I beseech you S^r^ be pleased to dispose of those goods I laid by because I have been forced to provide my Self by my brother in Virginia, Soe I Shall want the Tobacco to furnish ourselves with other things, Be pleased to p^r^sent &c July 22^th^ 1650.

Yo^r^ humble Serv^t^ Margaret Brent

To the Right Worp^ll^ Cap. William Stone &c

S^r^

my brother is now Soe extreamly Sick that We have noe expectation of his life, Soe that I know not what trouble it may throw upon me or how inconvenient my comeing down to Maryland in June may be to me, I w^d^ therefore desire you to

doe me the favour to referr the hearing of the Cause between us, till the October Court, at which time I will not fail to be down, and you Shall thereby oblige unto you S^r^ Liber B.

Your Most humble Serv^t^
Margarett Brent

Aprill 28^th^ 1651.

S^r^

To the Right Worship^ll^ Willm Stone &c

I did heretofore Set you a price of the house at S^t^ Maries, on which you did enter, and did then deferr the assurance of it to you till I had taken advice of my brother to whome I was then goeing, after which I Sent you assurance Conveying my whole title you which then you ought to have accepted or to have relinquished your pretence of buying, And this I did before you had Incurred any charge upon the thing, as I Shall prove by Sufficient Witness I now desire you to know that I am deeply Sensible of the loss, and trouble you have thrown upon me in this business by your keeping of my house and Land from me, and not paying me any price for it, And therefore to disengage My Selfe out of further trouble, I am now compelled to require you to Signifie unto me or to M^r^ Bretton in my behalfe within 20 days after the receipt hereof p. 228 your acceptance of the house and Land upon my Conveyance of my title unto you which I am now ready to make and is but that of M^r^ Calvert's Adm^r^ and which I will not fortify by any bond or warranty, If you give me not notice of your acceptance of it, I doe here declare to you that I will be disengaged of the bargain which I then profered you and now profer you of it, and free to dispose of my house to my best profit, I beseech you S^r^ fail not to lett me know your resolucō̄n in it I commend my Service to you & rest

Peace July 10^th^ 1651 Your humble Serv^t^ Margaret Brent

Know all men whome it may concern that I Thomas Johnson Merchant doe testifie, that Whereas there was an agreem^t^ and bargain made between M^r^s Margarett Brent and Cap^t^ W^m^ Stone Governor of Maryland for one house & 100 acres of Land with all things thereunto belonging at S^t^ Maries formerly belonging unto Governor Calvert late deceased, And in Consideration thereof the S^d^ Captain Stone was content to allow her four thous^d^ and five hundred weight of Merchantable Tobacco upon Condicō̄n she would engage herself her heirs Exto^r^s Adm^r^s or assignes to defend him the Said Cap^t^ Stone his heirs Exto^r^s Adm^r^s or assignes from all Just claimes and demands that Shall or may hereafter arise, unto which I doe hereby testifie the said M^r^s Brent did Condescend unto and

Liber B. was content to underwrite the Bill of Sale & received Some goods in part of payment which She left in the hands of the Said Cap^{t} Stone untill the return of her Shallop In Wittness whereof I have hereunto Sett my hand this 20th of May 1650 at Providence in the County of Annarundel

þ me Tho: Johnson

The above menc$\bar{o}$ned Thomas Johnson hath made Oath before me James Homewood Magistrate in Providence that what he hath testified above is the truth to the best of his knowledge die ditto

James Homewood

p. 229 The Deposition of Elizabeth Parry aged 26 years or thereabouts taken on the 22th of October Sworn and exam^{d} Saith

That She was present when M^{r}s Margaret Brent made an absolute bargain with W^{m} Stone Esq^{r} of a house at S^{t} Maries formerly belonging to Leonard Calvert Esq deced & that there was goods at her request delivered unto her in part of payment for the Said house, And that She was present when there was a bill of Sale made for M^{r}s Brent to Set her hand unto, but She refused to Sett her hand to it, if that it was therein written that She Should be bound to defend him from all Claims, But She would willingly Set her hand to the Bill of Sale if that it was therein written, all Just claims whatsoever, Moreover She heard her Say afterwards that She would not Meddle with the goods afores^{d} unless the Gov^{r} would enter upon the house ffurther this Depon^{t} Saith not

The mark of E P Eliz Parry

Jurat coram nos Rob^{t} Vaughan W^{m} Eltonhead.

W^{m} Stone Esq Compl^{t} } Upon reading of a former Order of
M^{r}s Margarett Brent Def^{t} } this Court of the 20th of November last made in this Cause It appeared thereby that the hearing of this Cause was by consent on both sides respited till the then next Court, and nothing being then done in the business the Defd^{t} was afterwards arrested upon a warrant to appear in June Court last, and the Complaynant now produceing a Letter under the Defd^{ts} hands of the 28th of Aprill last whereby She pretending that her comeing down to Maryland in June would be very Inconvenient earnestly desired the Comp^{lt} to referr the hearing of the Cause till this Court and then She would not fail to be down, upon which Letter the Complayn^{t} (as he affirmed) was drawn to respite the hearing according to her desire But it appears by another Letter now Shewed under the Defd^{ts} hands dated the 10th of July last that She now waves all former proceedings, and preremptory averreth that She

will be disengaged of the bargain and be free to dispose of the Liber B.
house in question to her best profitt which Expressions being
used to the Governor By the Defd[t] in her Letter upon a Suit p. 230
depending She absenting herself out of the Province and will-
fully refusing to appear, this Court doth apprehend can amount
to noe less then a Slighting and Contempt of this Court and
Governm[t], And doth therefore and for the reasons before
Shewed think fit upon the Complayn[ts] mocōn to proceed to the
hearing of the Cause the Defd[ts] absence notwithstanding, And
the Complayn[ts] Suit being to be relieved against the Defd[t] for
a Sufficient Conveyance of the house and one hundred acres
of Land thereunto belonging at S[t] Maries where he now
dwelleth with warranty against all Just claims according to
agreement, the Complayn[t] not distrusting the Defd[ts] per-
formance of the bargain on her part, having bestowed Very
great charges upon the premisses and as appears by the Order
of 20[th] of November last the Defend[t] Confessed She once
Offered Such warranty, And by the Deposicōns of M[r] Thomas
Johnson and Elizabeth Parry now produced it appears that
the Defd[t] did make an absolute bargain and Sale of the prem-
isses to the Complaynant for the Consideracōn of ffour thou-
sand five hundred pounds of Tobacco and Cask, and was
willing to put her hand to a bill of Sale thereof with warranty
against all Just claymes and that She received Some goods in
part of paym[t] which also appears by her Letter to the Com-
playn[t] of the 22[th] of July 1650 now also produced Upon all
which Deposicōns Letters and other proceedings, It is by this
Court Ordered and adjudged that the Complayn[t] his heirs and
assignes Shall forever hereafter have hold and enjoy the quiet
and peaceable possiōn of the house and Land in question
against the Defd[t] and all claiming by from or under her or her
title, And that the Comp[lt] Shall Satisfie and pay to the Defd[t] or
her assignes the remainder yet unpaid of the four thousand and
five hundred pounds of Tobacco and Cask being the Consid-
eracōn for the purchase before expressed And upon payment p. 231
thereof, Sometime before the first of January next being Law-
fully demanded, or in default of Such demand by that time
upon Sufficient tender thereof for the use of the Defd[t] or her
Assignes Sometime in January next in Some one or two places
betwixt S[t] Georges River and Brettons bay, The Defd[t] her
heirs Exto[rs] or Adm[rs] Shall make unto the Comp[lt] a Sufficient
Conveyance or Bill of Sale of the premisses with warranty
against all Just claimes according to her agreement proved
upon Oath, and that in respect of the Defd[ts] non residencey
here and it being doubtfull how Soon She may further absent
herself where She cannot be found or compelled to the per-
formance thereof It is further Ordered that upon payment or

Liber B. tender of the Said Remainder in Manner aforesaid She Shall give Sufficient Security for the pl^t his heires and assignes their quiet and peaceable possession of the premisses according to this Order Which is to be absolute and binding unless the Defd^t by herself or her attorney att the next Court to be held for this County of S^t Maries the Second day of December next Shall Shew good cause to the Contrary, And in respect of her wilfull neglect in not appearing this Court and contempt before expressed Notwithstanding the Comp^lts long forbearance at her request She is bound preremptorily to take notice of this Order, And the Complayn^t is not required to cause any notice hereof to be given her unless he think fitt.

19 Januarij Certifft of noe Cause Shewed.

The Court riseing the Governor appointed the next Prov^ll Court to be held at S^t Maries the Second day of December next.

Nov^r 3° Memorand that I George Manners ingage my Self to bear Henry Pountney harmless from a bill of Six hundred pounds of Tobacco of the Said Henry Pountneys due to Skipper Abraham as Wittness my hand the 19^th of Aprill 1651
Wittness Friendship Tongue George G. M Manners

13 Novembr M^r Phillip Land demandeth 390^h of Tob and Caske as due to him out of the Estate of Thomas Maidwell deceased:

p. 232 14° Novembr: Blanch the wife of Humphrey Howell acknowledgeth that She in her Widdowhood fully and freely gave And delivered to Mary Harrison daughter of her the S^d Blanch and John Harrison her former husband deceased one Cow Calfe with her Increase being now four female Cattle and one Male in the whole All the Male both of that Stock, and the Stock of William Oliver Son of the Said Blanch and Roger Oliver her former husband also being to be allowed to the Said Humphrey Howell her now husband for the educacōn of the Said Children, and his care in looking to the Said Cattle, And that the Calf given to the Said Mary as afores^d was part of her the Said Blanch's thirds of the Estate of the S^d Roger Oliver Witness her hand this 14 of November 1651.
Testor Tho Hatton. The Mark of Blanch ϖ Oliver

Att a Court held at S^t Maries
the Sixth day of Novemb 1651. } Present. Governor: Secretary

Upon humble mocōn made unto this Court by Rebecca Manners Wid° Adm^rx of George Manners her late husband

deced It is Ordered that her wearing apparell, bedd and bed clothes thereunto belonging and three barrells of Corne be allowed her out of the decedents Estate according to the Custome of this Province And not to be Inventoryed : Liber B.

Depositions taken by Mr John Sturman by vertue of a Speciall Comission to him granted for that purpose.

The Deposition of Robert Holt taken the third day of Novemb 1651 upon his Oath declareth and Saith that Dorothy his wife hath threatned him divers times to take away his life, And further Saith that Edward Hudson hath divers times been Compacted with her the Said Dorothy to abuse me by takeing her part in his words, Soe that between them both I goe daily in fear of my life And further Saith not

The Mark of Robt Holt

Sworn before me John Sturman

Andrew Watson being Examined and Sworn upon his Oath declareth and Saith that about July or August in the year 1650 he this Depont comeing to the house of Edward Hudson, and Staying about a ffortnight or thereabouts there, Saw the Said Edward Hudson and Dorthy the wife of Robert Holt goe to bed together as if they had been man and wife, And he this Depont knew not to the Contrary while he heard it by Some of the Neighbours thereabouts And The Said Dorothy and p. 233 Edward told he this Deponent that Robert Holt which was the Said Dorothy's husband was dead and further Saith not

The Mark of Andrew Watson

Sworn before me this third day of November 1651.

John Sturman

The Deposition of Rose Smith aged 42 years or thereabouts being Sworn and Examined Saith, that about September last past She this Depont comeing to the house of Robert Holt, the Sd Holt told this Deponent that his wife would kill him, and She this Depont answered, Sure She would not, and the Said Holt's wife replyed again and Said, that She were as good kill him as live as She did, and this Depont told her that She would be hanged then, and Holt's wife Answered again that then there was an end of two ffurther this Deponent Saith, that the Said Holt's wife comeing to this Deponents house, after the parting between She and her husband, this Depont desired her to return to her husband again telling her, what a Covenant She made at their Marriage that thereby She could not with Safe Conscience go from her husband, She

Liber B. replyed again that her heart was Soe hardened against him, that She would never darken his door again and further Saith not:

Rose Smith

Sworn before me this 4th day of November 1651:

Jo: Sturman

Depositions taken by Lt Nichōas Gwyther by vertue of a Speciall Comission granted to him for that purpose as followeth viz

The Deposition of George Delty aged 24 years or there abouts.

This Depont Saith that one night he came to the house where Edward Hudson and Robert Holt's wife did live together and he did See them both lyeing in bed together before the fire, And further this Depont Saith not

George Dolty

Jurat 6 Novembr 1651 coram me Nichas Gwyther

The Deposition of Humphry Howell aged 57 years or thereabouts

This Deponent Saith that Some time in June in the year 1650 he was goeing to the well for water, he the Said Depont called at the Said Edward Hudson's house, and the Said Edward riseing in his Shirt opened the door and the Said Depont goeing to the fire did See the place where the Said Edward had lain in the Same bed where the Said Dorothy the wife of Robert Holt lay at that time which was laid by the fire And further this Depont Saith not

The mark of Humphry Howell

Jurat 6 Novembr 1651. coram me Nicho Gwyther

p. 234 John Medcalf Gent deposeth that he heard Dorothy Holt to cry for many Curses to God against her husband, that he might rott limb from limbe, and that She would daily pray to God that Such Casualties might fall upon him, and likewise that her Son Richard might end his days upon the gallows, And further this Depont Saith that otherwise then by hearsay, he knoweth nothing of Incontinent Lewd or Adulterous practices betwixt Edward Hudson and the Said Dorothy, and further deposeth not

Jurat 6 Novembr 1651 coram me Tho Hatton

The Deposition of Henry Cox taken in open Court 6 Novemb 1651 Saith That he lived in house with Robert Holt and Edward Hudson from about the beginning of August last till about the Middle of October following and that he doth

not know of any difference or falling out betwixt them during Liber B.
that time and this Depon[t] further deposeth, that he never Saw the Said Edward Hudson and Dorothy the wife of the Said Robert Holt a bed together or any Lewd or incontinent action or passage between them :

The Same Court Continued } Jurat die p[r]dict
7° Novemb 1651— } present as the day before

Edward Hudson and Dorothy the wife of Robert Holt apprehended by the Sherriff upon a Speciall warrant at the Suit of the Said Robert Holt being brought before the Court yesterday and to day and charged with divers lewd Incontinent and Scandalous actions and practices appearing by the Several Depositions of Andrew Watson, Rose Smith, George Dolty Humphry Howell M[r] John Medcalf, and the S[d] Robert Holt upon Record and by other Intelligence, And the S[d] Edward and Dorothy being permitted to make what defence they could touching the Misdemeanors charged against them, It is this present day Ordered that in respect of their Scandalous Course of life appearing by proof as aforesaid, the Said Edward Hudson Shall be forthwith whip't with thirty lashes and not after the first of January next to live in any place within this Province within twenty Miles of S[t] Maries without the Governor's licence, and that in Case after the first of January aforesaid he be found within the Limitts aforesaid without leave of the Governor as afores[d] for every Time he Shall be Soe found p. 235
within the Said Limitts to forfeit to the Lord Propriary 300[l] of Tobacco and Caske or be whip't with thirty lashes. And that the Said Dorothy Holt be forthwith whip't with 50 lashes, And for prevention of any Mischiefe She may doe to her husband She is within one week (upon penalty of being Whipt with thirty lashes) to provide herself of Some habitac$\bar{o}$n within five Miles at the least distant from her husband's now Plantac$\bar{o}$n in S[t] Michael's hundred where She may reside for one quarter of a year next ensueing if She think fit in regard of her Young Children and, Afterwards She is not to live in any place within S[t] Maries County without licence from the Governor upon penalty for every time She Shall be found within the Said County after one quarter of a year (without Such licence) to be whipped with 30 lashes, And that if before She have removed herself five Miles distant from the plantac$\bar{o}$n aforesaid, She doe or attempt any Injury or Violence to her husband upon proof thereof to be entred in the Secretary's Office, She is for every time She Shall Soe Offend to be whipped with thirty lashes without further Order unless the Offence require a greater punishment, And that if at any time hereafter it be made appear to the Court that the Said Hudson and She the

Liber B. Said Dorothy, Doe resort together within this Province in any offensive way this Court will from time to time inflict Such Severe punishment upon them both or upon him or her that gives the occasion of the Offence herein as Shall be fitt, provided that this Order is not at all to restrain the Said Robert Holt and the Said Dorothy his wife from liveing together as man and wife ought to doe if at any time both parties Shall agree thereto but only to prevent any Mischief may happen by their Comeing together otherwise in regard of the proofs aforesaid, and for the present punishment appointed by this Order to be inflicted upon the Said Offenders upon their humble Submission and Suit for pardon acknowledging their great Offence and faithfully promiseing future amendment the Governor is pleased to remitt the Same and Hudson is to pay all
p. 236 ffees and charges of Court the Sheriff being allowed 60^{l} Tobacco for Serving the warrant in regard of his Extreardinary pains herein—

p. 239 Octob^{r} the 12th 1651. This Bill binds me, John Jarbo my heirs Exto^{rs} Administrators and assignes to pay or cause to be paid unto John Pille his heirs Exto^{rs} Adm^{rs} or assignes the full and Just Sume of Eighteen thousand two hundred and fifty pounds of good Sound choice merchantable leaf Tobacco of my own Cropp and Cask with the ground leaves pack't by themselves and the good and fair Tobacco by it Self and to ship it aboard of any Ship or Ships that shall be or ride at
p. 240 Anchor within S^{t} George's River according to the Order which he or any of them from time to time according to the several times of payment hereafter mencōned Shall appoint or give us, at the first payment three thousand and Caske the first of December next ensueing the date hereof and at the Second payment Nine thousand and Cask to the first of December following in Anno 1652, and the other Six thousand two hundred and fifty and Cask the tenth of December in Anno 1653, and for the true performance I doe bind my Self, my heirs Executo^{r}s Administrato^{r}s and assignes with our whole Estates of Land goods and Servants Cattell &c, as Wittness my hand and the delivery of a dram Cropp in part of my whole Estate

John Jarbo

Test James Langworth W^{m} Thompson

The Conveyance above entred was acknowledged & Subscribed by Jn^{o} Jarbo upon the Entring thereof before me

Tho: Hatton Secrct

This bill of M^{r} John Jarbo is Satisfied & delivered into the hands of the S^{d} M^{r} Jarbo, Teste me Thomas Turner l^{d} Septemb 22^{d} 1657.

3d Novemb William Marshall this day acknowledgeth him- Liber B.
self to owe to the Estate of Mr Thomas Weston deceased one hundred pounds of Tobacco for a Grinstone bought of him the Said Mr Weston and not yet paid for

25 Nov William Assiter demandeth out of the Estate of George Manners 200l Tobacco and Cask

25 Nov: William Stone Esq demandeth out of the Estate of Stephen Samon 1300l Tobacco and Cask & upwards:

25 Nov: Lieutent Nicholas Gwyther demandeth out of the Estate of George Manners deceased 452l of Tobacco & Caske

2do Dec John Dandy demandeth out of the Estate of George Manners 522l Tob 44l Tob & Cask p bill & 2l Tob p account due the Last year & 382l p accompt for this year

Edmond Wormell Gent maketh Oath that he was present when Mrs Katherine Hunt deceased made her last will and testament dated the Sixth day of July last and Subscribed her Mark thereunto being then of Sound disposeing memory in this Deponents Judgmt And that this Deponent writt the Said p. 241
will and Subscribed his name as Wittness thereunto and further deposeth not
Jurat 3° Decemb 1651 coram me Tho Hatton

4 Dec. Arthur Turner the younger his Mark for Cattle & hoggs Vizt Cropt on both Ears and two Slitts in the left Ear and one in the right

22 Dec Michael Bonsey his Mark for Cattle and hoggs vizt three Slitts on both Ears.

At a Court held at St Maries
Secundo die Decembr Anno 1651

Wm Stone Esq Governor
Prsent Thomas Gerrard Esq } Mr John Pile
Capt John Price } Mr Thomas Hatton

Wm Stone Esq plt
Walter Pakes, Admr of Stephen Salmon Defdt } The Defdt acknowledgeth a Judgment to the plt for thirteen hundred pounds of Tobacco and Cask which the Plt demandeth out of the Estate of Stephen Salmon deceased but Execution is not to pass till a twelve month after the decedent's death

Liber B.

Wm Stone Esq plt
Rebecca Manners widow
Admrx of George Manners by
Edwd Hall her Attorney Deft

Upon the Complayant's demand of ffourteen hundred Ninety two pounds of Tobacco and Cask out of the Estate of George Manners deceased, Edward Hall the Defdts Attorney upon the Complayntes agreement to accept of one thousand pounds of Tobacco and Cask part thereof appearing to be due by the Decedent's own account before his death Soe as the Administratrix be allowed the Remainder Consenteth thereunto, It is thereupon Ordered that the Defdt Shall pay unto the Complaynt out of the Said Decedents Eate one thousand pounds of Tobacco and Cask and that She Shall be allowed the Sd remainder, The plt makeing the Same appear to be due, But execucon thereupon is Stayed till a twelve Month after the Decedts death

John Nicholls demandeth out of the Estate of George Manners deceased one hundred and eighty pounds of Tobacco
p. 242 payable by bill in November last, And Edward Hall the Attorney of the Decedent's Admrx acknowledgeth the Debt It is therefore Ordered that the Admrx Shall pay the Same to the Complt out of the Decedts estate but execution is thereupon Stayed till a twelve Month after the Said Decedts death

To the demand of Mr George Mee out of the Estate of George Manners deceased, and to all other demands out of the sd Estate not already adjudged, Edward Hall the Attorney of Rebecca Manners the Admrx desireth respited to make any Answr till the next Court, that in the meantime he may peruse the decdts accompts for his better Instruction therein, which the Court thinks reasonable and doth Order the Same accordingly, and the Said Mr Mee is then to be heard in the first place, he attending the Court and then moveing for that purpose

John Meredith plt
Mr Willm Daynes by
George Mee his Attorney Deft

The Complaynt prosecuting against the Deft upon an action of Defamacon, for that the Defd reported here that he had heard one Thomas Gutridge in Virginia Say, that the plt had got one of his Negroes wth Child and that he had a black bastard in Virginia, wch Report the Complaynt Saith tends much to his disgrace and defamacon wch he values at twenty thousand pounds Sterling, And the Report being not denyed by Mr Geo Mee the Defdts Attorney present in Court who Confessed that the Deft acknowledged that he had Spoken Such words and the Same appearing otherwise also to this Court, And the Defdt now failing to produce

his proofes according to the direction of an Order made in this Cause the last Court It is therefore according to the direction of the Said former Order Now Ordered That unless the Defd^{t} Shall at the next Court to be held for this County in January next produce Such proof as May Satisfie the Court that he was not the author of the Report before menc$\bar{o}$ned, which if not true, this Court apprehends may tend much to the Complayn^{ts} discredit, the Def^{t} Shall for the p^{lts} reparac$\bar{o}$n in the premisses either appear in person the next Court following and ask the p^{lt} forgiveness in open Court or in default thereof forthwith after the Said Court pay unto him the Said Comp^{lt} ffiteen hundred pounds of Tobacco and Cask. Liber B. p. 243

The Same Court Continued by Adjournment
tertio die Decembr Anno 1651

Upon the proofes produced unto the Court 22do Octobr last by John Meredith Shipwright touching the Vacateing of a bond by him formerly entred to Thomas Hall and Roger Pollin touching a boat in the Said bond and Deposic$\bar{o}$ne menc$\bar{o}$ned, and upon reading of the Said proofs, It is now at the Said Meredith's Moc$\bar{o}$n Ordered that the Said Bond be delivered up to him the Said Meredith to be Cancelled.

Mr John Sturman Plt Mr Thomas Daynes by Mr Henry Coursey his Attorney Defdt
And the Said Daynes by his sd Attorn plt
Wm Johnson & Luke Gardiner Defdts

The Said Complayn^{t} John Sturman his Suit being to be relieved ag^{t} the S^{d} Defd^{t} Thomas Daynes touching a Man Serv^{t} a Cooper by trade, whose time of service he bought of the Said Defd^{t} and Should according to agreement have been delivered to him the 18th day of October last for the Consideracō̄n of 2500^{l} of Tobacco and Caske, and to have two Years and an half to Serve, and the p^{lt} to pay unto the Said Serv^{t} ten pounds Sterling at the expiracō̄n of his Said time of Service according to agreement, And that contrary to the Said agreement the Said Serv^{t} hath been hitherto detained from the Complayant and that it now appeared he had but twenty months to Serve, and was by Indenture to have twenty pounds Sterling at the Expiracō̄n of that time To be relieved therein and to Compell the Defd^{t} to the performance of his bargain and to give the Complayn^{t} Satisfaction for the time past, Since the Said Serv^{t} was to have been delivered and damages is the p^{lts} Suit:

To which the Defd^{t} by M^{r} Henry Coursey his Attorney in his Answer not Confessing any thing charged against him as aforesaid put the Complaynant to his proofes, And the Said M^{r} Thomas Daynes his Suit by his Said Attorney against the

Liber B. Said William Johnson being to be relieved for damages in respect of the Said Defd^ts^ entertaining of the Said Servant and detaining him unjustly for the Space of Six weekes and three days, The s^d^ Defd^t^ William Johnson by his Answer alleadged that he had hired the Said Servant of the Said M^r^ Daynes till
p. 244 the last day of Octob^r^ Last And that the Said M^r^ Daynes had Sold the remainder of the s^d^ Servants time of Service to him the Said Johnson whereof he was ready to make proofe, Whereupon Several Wittnesses were examined in both Causes as appears upon Record, which Standing thus at issue the Def^t^ William Johnson moved the Court that the tryal might be by Jury which being granted twelve Jurors were Impanelled for that purpose viz^t^ Lieuten^t^ Richard Banks Richard Nevitt M^r^ John Lewger Anthony Rawlins John Nunne Owen James Richard Willan Henry Adams John Meredith Robert Smith Richard Lloyd and Walter Pakes who having made Choice of the Said Lieuten^t^ Richard Bancks for their fforeman were Sworn & their Charge given them as followeth viz^t^ That they Should give in a Just and true verdict to the best of their knowledges upon the Evidences to be produced unto them on either party whether the Said Daynes made any absolute or firm Sale of the Said Servant to the Said Johnson or not But before the Said Jurors went upon the tryall, the Court upon the Mocō̄n of the Said M^r^ Coursey for the better Satisfaction of the Jury declared their opinions to be that a bargain of that nature could not be binding in Law without a delivery and Some pledge or Consideracō̄n given in earnest to make good the Same, whereupon the Said Jurors having Spent Sometime upon the tryall returned their Joynt verdict as followeth viz^t^ We find the Servant to remain the p^lts^ And the Court having Considered the proofs on both Sides in the Cause wherein John Sturman is p^lt^ and M^r^ Daynes Defd^t^ and also the Verdict af^d^ and upon full hearing what could be alleadged by either party in both Causes It is Ordered that the Said Servant be delivered into the possession of the Said Sturman according to the Said agreem^t^ between him and Daynes, And that the Said Sturman Shall pay unto the Said Daynes for the Said Serv^t^ 2500^l^ Tobacco and Cask the Said M^r^ Daynes allowing unto the Said M^r^ Sturman eight hundred pounds of Tobacco and Cask for his damages in respect of thirty two days want of the Said Servant Since the time he
p. 245 Should have been delivered besides the demand of Satisfaccō̄n in respect the Said Servant hath nōt Soe long time to Serve as he was Sold for, and that he is to have a greater Sum̄e of money at the expiracō̄n of his time of Service then the Said Sturman was made acquainted with upon the bargain And likewise that the Said William Johnson besides the Satisfaccō̄n

to be given for the time he hired the Said Servant being Six Liber B.
hundred pounds of Tobacco and Cask Shall forthwith Satisfie and pay unto the Said Mr Thomas Daynes Six hundred and fifty pounds of Tobo and Cask for twenty Six days time which he detained the Said Servant after the Expiracōn of the time he Soe hired him as afd & in respect of the Said Johnson's detaining of the Said Servant beyond the Said time which is conceived to have occasioned the Said Suits he is to pay the charges of Court in both Causes

Wm Smoot plt
James Johnson Dedt } Sedo Dec present as aforesd
The former Order being read and it appearing that noe Satisfaction has been yet made to the plt for the Bull Segg in question as was directed by the former Order It is therefore Ordered that the Defdt Shall pay unto the Complaynt four hundred pounds of Tobacco and Cask for the Said Bull Segg Soe killed, by him And the Court declares that the price is Something Mittigated in regard of the Offensiveness of the beast, which is not intended to be any precedent for the future to give any Incouragement for the killing of another man's beast without a Lawfull warrt

The Deposition of John Meredith aged 27.
years or thereabouts Sworn and examined
in open Court the 23th day of December 1651 Saith That being at St Inego's two or three days before Mr Daynes went away, this Depont delivered the Said Daynes a note from Mr John Sturman concerning the Cowper's time he understanding he had not Soe long to Serve as the Sd Sturman had bargained with the Said Daynes for, At the return of the Answer of the Said Note the Said Daynes did maintain that the Said Cowper had two years and a half to Serve, and at the Expiracōn of the Said time to have ten pounds Sterling which the Said Sturman was to pay unto the Sd Cowper and When p. 246
his time was expired which he had hired him out for to William Johnson which was the 18th of October as the Sd Daynes affirmed that then the Said Dayne's his Cozen Mee Should fetch him and deliver him to the Said Sturman, And the Said Mee to take bill of the Said Sturman for 2500 and Cask or to this effect, and further Saith not.

ffor Mr John Sturman this dd

John Sturman this my note doth give you full power to receive the Cowper from William Johnson with his Tools he hath with him there, and the remainder my Cozen Mee hath to deliver you, and a pair of Shoes, this being al at present I rest.

Tho Daynes

I desire you to give my Cozen Mee a receipt wth a Bill for 2500l of Tob & Cask }

Liber B. Septemb 30th 1651

Mr George Mee maketh Oath that the Note above written was delivered to him by Mr Thomas Daynes above named who desired him this Depont to deliver the Same to John Sturman

Sworn in open Court 30° Dec 1651.

Edmond Lindesey aged about 26 years Sworn and Examined on the behalf of Willm Johnson in open Court the third day of Decemb 1651 Saith as followeth

That he was present when there was Some Consultacōn between Mr Thomas Daynes and Mr John Sturman about October last touching the Said Sturman's buying of the Servant in question of the Said Daynes, the Said Daynes calling this Depont unto him and Saying he had promised William Johnson the Sd Servant and that the Said Johnson not being there, he could not tell how to dispose of him in regard of his Said promise and that John Sturman had bid him 2500l Tob for him but in respect he was to make the most of the Children's Estate and in regard of his Said promise to Johnson, he further Saith to this Depont that if Willm Johnson would give him one pound of Tobacco more then the Sd 2500l Tobo he Should have him And asking this Depont whether he was then goeing to William Johnson's house, and this Depont answering he was, he wished this Depont to tell the Said Johnson Soe
p. 247 much, All Which or the Same in Effect this Depont averreth upon his Oath to be true and further Deposeth not

Edmond Lindesey again Sworn and examined the Same day in Court on the behalf of John Sturman Saith

That Soe far as he can remember he never heard Mr Daynes Say that he had Sold to John Sturman the Servant in question or to express any words to that purpose Save that he told this Depont at the that if William Johnson had him not John Sturman Should.

Edward Turnor aged about 20 years Sworn and examined in open Court the third day of December 1651 Saith

That he was present when William Johnson this Deponts Master hired a Cowper of Mr Thomas Daynes at which time the Said Mr Daynes in this Deponts hearing agreed that the Said William Johnson Should have the Said Cowper till the Last of October last, and further deposeth not.

The Defdt William Johnson maketh Oath that he hired the Cowper (now in question) of Mr Thomas Daynes till the last

of October last past, and was to pay for him for that time 600^{l} of Tobacco and Caske Liber B.

Sworn in Open Court 3° Dec 1651.

The Governor appointeth the next Court to be held the 20th of January next.

These presents testifie that I John Pille have Sold and delivered unto my brother Jarbo my house and Land lyeing in New town and my Land at Port toback he being to pay the Survey and Patent and all my household goods provisions and Victualls as Corne butter Cheese &c and also my Servants two Cows five Cow Calves three Bull Calves, one yearling bull Supposed to be in the woods two Sows five Gilts and their Piggs one barrow and boar with all other goods or Chattells belonging unto me excepting my wearing Cloaths and my wives my bed and all that belongs to it, and three Truncks with the goods contained in them my whole Cropp of Tobacco and my debts one Chamber Pott and a Pint pott and Such of my books as I shall think fitt, And I doe avouch the Sale and ratifie and confirm the delivery of all things (except the before Excepted) As Wittness my hand this 12th of October 1651 : John Pille
Wittness James Langworth p. 248

The Deposition of John Prince aged 35 years or thereabouts Sworn and Examined Saith

That he was present when George Manners and George Mee perfected accounts between them being two days before the S^{d} Manners death, one Accompt this Depon^{t} made perfect between them the Said Manners and M^{r} Mee upon which acc^{t} there rested due from George Manners to George Mee three hundred and Seventy pounds of Tobacco, which George Manners allowed of to be a just debt, also the said George Manners did allow of four hundred and twelve pounds of Tobacco and Cask due to George Me from him upon a later account from his book and further Saith not

Jurat 2do Decembr 1651 coram me
Tho: Hatton

The Deposition of John Prince aged 35 years or thereabouts Sworn and exam^{d} Saith

That Henry Potter came to this Deponent, and desired this Depon^{t} to open a Cow which was dead, which Cow the Said Henry Potter had from M^{r} Eltonhead and was delivered to him as to be with Calf as George Manners and Henry Potter told this Depon^{t} And when this Depon^{t} opened the Said Cow there was

Liber B. noe Calf that this Depon^{t} could find in her tho' he Searched the Cow to the full which was Some time in June last and further Saith not

Jurat 2do die 1651 coram me Tho Hatton

The 12th of ffeb^{r}y 1650

26 Dec Memorand It is agreed the day and year above written between William Mitchell Esq and Robert Kadger both of the Province of Maryland, That the Said Robert Kadger Shall pay unto the Said William Mitchell before his departure for Holland ffourteen hundred pounds of good Sound Merchantable Tobacco in Cask over and besides eleaven hundred
p. 249 pounds of Tobacco and Cask w^{ch} The Said Robert Kadger doth hereby assigne unto the Said William Mitchell, now remaining in the hands of Edward Hall, And Shall likewise deliver unto Richard Hodgskins to and for the use of the Said William Mitchell, three Steers now in the possion of the Said Robert Kadger two of them being five years old a peece and one four years old, And Shall likewise deliver or Cause to be delivered unto the Said William Mitchell or his assignes upon demand after the arrival of the Said W^{m} Mitchell or his assignes from England in the Province of Maryland three well grown barrow hoggs or the age of two years and Upwards and twenty five Shoats or Young hoggs that Shall be of the age of one year apeece the tenth of January next Comeing, In Consideracō̄n whereof the Said William Mitchell doth hereby Coven^{t} promise and Grant to deliver or Cause to be delivered unto the Said Robert Kadger within ten days next ensueing his Serv^{t} Vincent Atcheson to remain with the Said Robert Kadger as his Serv^{t} untill the Said Wiłłm Mitchell Shall return or Send out of England And upon the next arrival of the Said William Mitchell or his Assignes from England Into the Said Province the S^{d} William Mitchell or his assignes, Shall deliver or Cause to be delivered unto the Said Robert Kadger three able Sufficient men Servants, Such as the Said Robert Kadger Shall Chuse out of all the Servants that Shall then be transported upon the Said Wiłłm Mitchell's account (Tradesmen excepted) to Serve the Said Robert Kadger for the term of ffour years according to the Custome of the Countrey, And in Case of not performance thereof, or noe Servants Soe to come in before the first of ffebruary next, The Said William Mitchell doth hereby assigne unto the Said Robert Kadger his S^{d} Servant Vincent Atcheson, and any two other Servants of the S^{d} W^{m} Mitchell now in Maryland which the Said Robert Kadger
p. 250 or his assignes Shall Choose for the remainder of their termes w^{ch} they Shall have then to Serve In testimony Whereof the

parties to these presents have hereunto Set their hands the day and year before written Liber B.
W^m^ Mitchell
Wittness W^m^ Eltonhead Rich^d^
Hodgskins John Henshawe

Know all men by these presents that Wee William and Thomas Daynes of Virginia Merchants Doe hereby authorise Constitute and appoint our Loveing ffriend Henry Coursey our true and Lawfull Attorney for us and in our name to ask demand Recover and receive, All Such Tobacco's as Shall be due to us as Administrators to M^r^ Walter Coopers and M^rs^ Ann Cooper's Estate deceased by any party or parties to Sue and arrest implead and imprison and out of prison again to Release, and acquittance or acquittances or other discharges in our name to give make, and in our name upon receipt of Satisfaction of the afores^d^ debts, ffurther authorising and by these presents giveing unto our s^d^ Attorney full power to execute and perform all Such, thing and things as Shall be expedient and necessary to be done in the p^r^ies as We our Selves were personally present, And what our s^d^ Attorney Shall doe in the afores^d^ premises, We Willm & Thomas Daynes doe bind ourselves our heirs or Assignes to allow ratify and Confirm, Wittness our hands this third of November 1651

W^m^ Daynes:
In the presence of Cornelius LLoyd Tho Daynes:
W^m^ Wells.

This Indenture made the first day of Jan^r^y Anno 1650, Between W^m^ Stradder of the one party and Walter Cooper Gent on the other party Wittnesseth that the S^d^ Willm Stradder doth hereby Covenant with the S^d^ Walter Cooper his Exto^rs^ or Assignes to Serve him the Just and full terme of two years and Nine Months in the Barbadoes or Virginea next ensueing the date hereof. In Consideracō̄n whereof thé Said Walter Cooper doth hereby Covenant and grant to and with the Said William Stradder to pay for his passage and to find and allow him meat drink and apparell & lodgeing with other necessarys during the S^d^ term and at the end or expiracō̄n of the Said term to pay or Cause to be paid to the S^d^ W^m^ Twenty pounds Sterling or the Value thereof in that Countrey's Commodity at the prices Current, In Wittness whereof the parties above mencō̄ned to these Indentures have Interchangably Set their hands and Seals the day and year above Written p. 251

Sealed and delivered in the p^r^sence of Joseph Manning
Abraham Pope
} The mark of W W^m^ Strader

Liber B. 8° January 1651—John Shertcliff this day entreth upon Record, one black Cow Calfe about eight Months old Crop't upon the left Ear and a piece Cut away Square underneath, and the right Ear over keel'd and Slitt, And is for the use of Anne the Daughter of the Said John Shertcliff by the Gift of Ann the now wife of Lieu^{t} W^{m} Evans.

To the much respected Cap^{t} W^{m} Stone Esq
Governo^{r} of Maryland—These p^{r}sent, at Maryland—
Cap^{t} William Stone as Attorney to my Sister M^{r}s Margarett Brent, I doe hereby warne and appoint you to depart from her house at S^{t} Maries, and leave it ffree to her own dispose by the first of ffebruary next Soe I rest, desirous of your ffriendship
Jan^{r}y 5th 1651. Giles Brent

These presents testifie that I William Hardwich of Nominy doe Constitute my friend John Sturman to be my true & Lawfull Attorney in all Causes depending with as much power and Lawfull authority as any Attorney can have as well for Zephaniah Smith as for mySelf to all intents and purposes whatsoever, as Wittness my hand this 10th day of January 1651
Witness being present John Wade } W^{m} Hardwich
Tho: Yaulle }

10 Januarij: M^{r}s Katherine Hebden demandeth 140^{l} Tob & Cask for Phisick out of George Manner's Estate

20 Januarij—George Dolty demandeth 1200^{l} Tob & Cask due p bill out of George Manners his Estate

20 Januarij—George Dolty demandeth 200^{l} Tob & Caske due p bill out of George Manners his Estate

21 Januarij—ffurther time till next Court given to John Nicholls to bring in the Inventary of Thomas Maidwell's Estate.

28 Januarij John Medley his Mark for Cattle and hoggs viz^{t} The right Ear underkeeled and a peece taken out of the Middle of the left Ear on both Sides round.

p. 252 This present writing Wittnesseth that I ffrancis Vanenden doe hereby assigne unto his Lordps Secretary M^{r} Thomas Hatton all Such Tobacco's as are due and unpaid to me the S^{d} ffrancis from Cap^{t} Robert Vaughan Zachary Wade M^{r} George

Puddington Mr James Cox and Phillip Hyde or any of them Liber B.
for Ordinaries at the Assembly held at St Maries in the years 1649 and 1650 or at any other time Wittness my hand this 17th day of ffebry 1651

In the presence of John Metcalf } ffrancis Vanenden
Nicholas Gwyther }

Att a Court held at St Maries the 20th of Janry 1651.

present Mr Thomas Hatton Secretary } Mr Wm Eltonhead
Wm Stone Esq Governor } Capt John Price

Henry Adams one of the Trustees of Thomas Green Esq deced plt
Mr Phillip Land Defdt

The Complt as ffeoffee in Trust of the Estate of Thomas Green deceased Sueth to be relieved against the Defdt for 500l Tob and Caske remaining due (as he alleadgeth) upon a Bill of 1470l Tob and Cask dated the 23th of November 1649 and payable upon demand, and arbitrated at 1200l Tob and Cask, To which Mr Land the Defdt acknowledgeth the Bill and Arbitracōn but denyeth anything to remain due thereupon, And being not able at present to make proofe of payment desires time till next Court for that purpose, which is Ordered accordingly and in default of Sufficient proofe then to be made, the Court will then proceed to give the Complaynt reliefe.

Wm Hardwich p John Sturman his Attorney Plt
Mr Phillip Land Defdt

The Complaynt by his Sd Attorney Sueth to be relieved agt the Deft for five hundred and forty pounds of Tobacco and Caske due by Bill dated 10th Octobr 1650 which Tobo was the remainder of a Lavy and assigned by ffrancis Vanenden to Mr Hallowes Anno 1648, And the Defdt Confessing the Debt It is Ordered that he shall forthwith pay unto the Sd Complt his Said Attorney or assignes the Said ffive hundred and forty pounds of Tobacco and Cask with Court charges

Execucō mde ad Satisfaccend. Satisfaccōn is reced upon this Judgment of Mr Land according to the plts appointmt by me

Tho Hatton Secr Sept 1° 1652.

Memorandum That in the Margin of the Orriginall Record book opposite to the Last foregoing Entry, is entred as followeth viz p. 253

I acknowledge Satisfaction upon this Judgmt and take Mr Hatton for my paymaster 22 Novemb 1652.

Wm Hardich

Liber B. I acknowledge my Self Satisfaction by Mr Hatton touching the debt from Phillip Land above mencōned. Wittness my hand this 2d of March 1653 Will Hardich

Upon the Motion of John Hatch Attorney, of William Andrews Esq Shewing that Whereas by an Order of the 20th of March last Robert Brooke Esq was adjudged to pay unto the Said Mr Andrews 3400l tob and Caske he the Said Hatch upon the Said Mr Brooke's importunity and Serious promise of Satisfaction with recompence to the Said Hatch for his pains in trouble in this Suit, had hitherto forborn to take fourth Execucōn upon the Said Order, and in respect there was not yet Any Sherriff Appointed for Charles County where the Said Mr Brooke lived moved that an Execucōn might issue out upon the Said Order, and that power might be given to Some Sheriff or other Officer for the Serving thereof, And that the Said Mr Brooke might be Ordered to give him the Said Hatch Some reasonable Consideracōn for his pains & Charges in Solliciting this Suit, It is thereupon Ordered, that Execucōn be made out accordingly, and that the Sheriff is thereupon together with the Said debt and Court charges to leavy also one hundred and fifty pounds of Tobacco and Cask for Satisfaction of his the Said Hatch's pains and charges of Solicitacōn aforesaid, and Lieutent Nicholas Gwyther is by the Governor hereby appointed and authorised for the doeing of all the Sheriff's business for Charles County afores[d] till further Order.

I acknowledge myself satisfaction by Mr Hatton touching the Dt from Philip Land above mentioned Wittness my hand this 2d of March 1653 Wm Hardich

Upon Mocōn made unto this Court this day on the behalf of his Lordp by Mr Thomas Hatton his Lordp's Attorney General declareing, that Whereas in an Act of Assembly of the 29th of April 1650 Concerning deserted plantacōns there is an Excepcōn on the behalf of Orphans under Sixteen years of Age as
p. 254 by the Said Act on Record appears, And that upon Culor of that Excepcōn there is claime made to Some Mannors Lands and Plantacōns within this Province (on the behalf of Orphans) which otherwise had been forfeited to his Lordp by vertue of that Act, and noe Course hitherto taken on behalf of Such Orphans either for payment of the Rent arrear or for Seating thereof Soe as there may be a probability that his Lordship may be hereafter Satisfied his Said arrears or the ensueing Rents the Lands hereby also lying waste which Otherwise might have been Seated for the better Security of the Common wealth, And therefore the Said Attorney General desired, that this Court would appoint Some Course by way

of extent or otherwise whereby his Lordp may be Satisfied his Liber B.
Said Rent arrear and be Secured touching the ensueing Rents as they Shall become due for all Such Manors Lands and Plantacons before menconed and the Inconveniency to the Common wealth avoyded, It is thereupon Ordered that for all Such Mannors Lands and Plantacons within this Province belonging to any Orphans which otherwise had beene before this time forfeited unto or grantable by his Said Lordp by vertue of the before menconed Act of Assembly of the 29th of Aprill 1650, and the rent arrear not yet paid, his Said Lordp his heirs and assignes Shall from henceforth have the Same in extent for thrice that number of years for which the Rent for Such Mannors Lands and Plantacons hath been and is arrear and unpd respectively, and that his Lordp his heirs and assignes and his or their Attorney General or other Officer here authorised under him or them for that purpose for the time being Shall have power to Lease or Grant all or any Such Mannors Lands and Plantacons or any part thereof to any person or persons having liberty to take up Land here by vertue of his Lordps Condicons of Plantacon for Such number of years as aforesaid or for any lesser time, And this present Order to Stand in force to all intents and purposes therein menconed untill By p. 255
Some Assembly to be held for this Province hereafter Some other Course be taken for his Lordps Satisfaction in the premisses.

Upon motion made into this Court this day by his Lordps Attorney General on the behalf of his Lordp Shewing that the payment of his Lordps Rents hath been of late years very much neglected by divers of the Inhabitants here, and that Several proclamacons heretofore published touching the Same had been much Slighted and contemned, to the great Injury and dishonour both of his Lordp and the Governmt And that there was not any Set known Course nor certain known ffees or allowance to the Sherriff or his Deputy or any Bayliff or other Officer to be imployed by his Lordp or his Attorney here upon distress or leavy for any Rents arrear wch he conceived to be the occasion of the neglect and contempt aforesd And that by Act of Assembly touching the Sheriff's ffees, It is left to the Court in Case of an extraordinary warrant or Comission to appoint the ffee, To the end therefore that his Lord might have Justice in the premisses touching the due payment of his Said Rents and arrears, the Said Attorney moved that the Court would grant Such power and appoint Such ffees and allowances to the Officers to be imployed therein as Should be fitt, It is therefore Ordered that for all or any Rents or arrearages now due or unpaid to his Lordp for any Lands within this

Liber B. Province the Several Sheriffs of each several County, and his and their Deputy or Deputys for the time being who Shall be employed by his Lordp or his Attorney General or Other Officer thereunto authorised for the time being for the Collecting or Receiveing of Such Rents and arrears Shall have power to distrain for or Leavy the Same or any part thereof or in value by way of execucōn together withall ffees and charges relateing thereunto hereafter expressed upon any the goods Chattells or debts within this Province of the party or party from whome Such Rents or arrears are due respectively or upon any the goods Chattells or debts to be found upon the Land for which Such Rent or arrears are due of any Tennant or dweller thereupon not exempted therefrom by Some warr[t]
p. 256 or Comission from his Lordp or his Lieuten[t] or Attorney or other Officer here authorised thereunto) And that in Case the goods Chattells or debts Soe distrained or Leavyed be not in kinde, the Said Sherriff or his Deputy is with what convenient Speed he can to cause the Same to be valued or appraised by the Oaths of two Sufficient men to be administred unto them by Such Sheriff or deputy who is hereby authorised for that purpose, or by any Comicōner thereunto authorised, and Soe much as Shall be found upon Such valuacōn to be over and above the Said Rent or Arrears ffees and charges the Said Sheriff or his Deputy is to return to the owner if he be to be found, or else to leave it where he made the distress or leavy, And that in Case noe Estate can be found leavyable for the purpose afores[d] that then Such Sherriff or Deputy may take the parties from whome Such Rent arrears ffees or charges are due in Execucōn, and him or her to detain in Safe Custody till Satisfaction be made therein or other Order to the Contrary, And that the Sherriff or his Deputy imployed as afores[d] Shall be allowed for every distress or leavy by way of Execucōn before menconed the Same ffees as are allowed upon other Execucōns or Attachments, And in Case he be put to much trouble or travail by Land upon one particular Occasion in that kind he is to be allowed for every day he Shall necessarily Spend thereupon thirty pounds of Tobacco and Cask, And if he imploy Boat and hands therein Sixty pounds of Tobacco and Cask p day besides his ffee of Execucōn from the party makeing defalt in payment as af[d] But in Case of imploying boat and hands upon Several Occasions of that kind, then to be allowed for every time he Shall Soe imploy boat and hands for that purpose from every person from whome any Such Rent is due or arrear to his Lordp holding any Lands distant from S[t] Maries or any other respective place of receipt ten Miles by water and under, 10[l] of Tobacco and Caske And if 20 Miles or under and above 10 Miles 20[l] of Tobo & Cask

And if 30 Miles or under and above 20 Miles 30l of Tobo & Caske besides his ffee of Execucōn And Soe proportionably for any greater Number of Miles, he goeing upon the Lands or to the party's house to demand or leavy the Same and doeing his Endeavour therein. Liber B.

Thomas Bushell plt
ffriendship Tongue Deft

The Complaynts Suit being for a Sufficient Servant either between 12 & 16 years of Age for Seven years Service or upwards or between 18 & 24 years of age for four years Service which the Defdt and George Manners deceased did by Covenant under hand now produced agree to deliver to the Complaynt by the 25th of December last, or for want of Such a Servant, the Complaynt prayed the Deft might be ordered to pay him in value as Such a Servant may be now bought for and damages, And also for three hundred pounds of Merchantable Tobacco and Caske, for paymt whereof the tenth day of December last, the Said Defdt and Manners became bound by their bill dated 22do July 1651, And the Defdt Confessing both the Said Several debts, It is Ordered that he the Said Defdt Shall forthwith deliver unto the Sd Complaynt a Sufficient Servant as before is expressed or the value of Such a Servant as aforesaid, And Shall also forthwith pay unto the Said Complaynt The Said three hundred pounds of Tobacco and Cask with Court Charges. p. 257

William Stone Esq plt
The Admrx of George Manners deced deft
Cour

Rebecea Manners the Widow & Admrx of George Manners deceased moved the Court that Whereas by an Order made in this Cause 2do Dec last She was to be allowed four hundred ninety two pounds of Tobacco and Cask in that Order mencōned, the Governor being plt makeing the Same appear due, who this day produceing his account in open Court whereunto noe objection was made by any of the Creditors, And prayed that it might be allowed unto her according to the Governors Gift and direction of the Said fformer Order, which is now Ordered accordingly.

Thomas Hatton Gent Assignee of Anthony Rawlins plt
The Admrs of George Manners Deft

The plt Sueth for 370l tob and one Caske due out of the decedent's Estate to Anthony Rawlins by Bill now produced payable 10 Nov: Last, And the Defdt not denyeing the debt And the Said Rawlins now present in Court and averring the Same upon Oath to be a Just debt, It is Ordered that the Sd Defdt Rebecca Manners the Administratrix Shall pay the Said three hundred and Seventy pounds of p. 258

Liber B. Tobacco and one Cask to the S[d] Complaynant his Executors
Bill Cancel'd or assignes at the Expiracõn of the time Limitted by the Custome of the Province for payment of debts out of a Decedent's Estate

Edward Hall Plt
The Wido Manners Defdt } The Complayn[t] Sues for Seventeen hundred pounds of Tobacco & Caske due to him by bill now produced out of the Estate of George
Bill cancel'd Manners deceased whose Adm[r]x the Defd[t] is, And the Defd[t] not denyeing the debt and it appearing to be due by the Decedent's account annexed to his will upon Record, It is Ordered that the Defd[t] Shall make paym[t] thereof accordingly out of the decedent's Estate after the time limitted by the Custome &c.

John Hatch plt
Wido Manners Deft } The Complayn[t] Sues for one thousand and fifty pounds of Tobacco and Caske due to him out of the Estate of George Manners deceased by Bill and fifty more for Cheese Sold appearing upon account payable the 10[th] of November last, And the Administratrix being not able to object to any thing to the Contrary, It is Ordered that She Shall pay unto the Defd[t] out of the Decedent's Estate Eleaven hundred pounds of Tobacco and Caske after the time limitted by the Custome &c

John Hatch Attorney of
Skipper Abraham Johnson plt
Henry Pountney Defdt } The Complayn[t] Sues for Six hundred pounds of Tobacco and Caske the remainder of a greater quantity due by Bill to Skipper Abraham Johnson and the Defd[t] Con-
Bill Cancel'd fessing the debt is Ordered to make present payment of the Said Six hundred pounds of Tobacco and Cask to the Complayn[t] for the use of the Said Johnson and the Bill to be delivered up to be Cancelled.

Henry Pountney Plt
Wido Manners Deft } The Complaynant Sues to be relieved upon the Estate of George Manners deceased for Six hundred pounds of Tobacco and Cask for which John Hatch Attorney of Skipper Abraham Johnson hath obtained Judgm[t] ag[t] him the Said Complayn[t] and damages, from paym[t] whereof the S[d] Manners by a Note under his hand appearing upon Record ingaged himself to Secure the Complayn[t] And he the Said Comp[lt] averring the truth of the Matter upon Oath in open Court, And the Defd[t] not being able to object any-
p. 259 thing to the Contrary, It is Ordered that The Complaynant shall be paid the Said Six hundred pounds of Tobacco and Cask and Court Charges in the Suit betwixt him and Hatch touching the premisses out of the Estate of the Said Decedent Manners after the time limitted by the Custome &c

Nicholas Cawsseen plt } Wm Smoote Defdt } Upon Reading of a former Order of this Court made in this Cause 20 October last and of the Deposition of ffrancis Morgan in the Said Order Mencōned and now pduced into this Court by the plt according to the direccōn of that Order whereby it appeared that the whole debt mencōned in that Order remained Still due It is therefore Ordered that the Sd Defdt Shall forthwith pay unto the Said Complaynt the Seaven hundred eighty and eight pounds of Tobacco and Cask mencōned in the former Order with Charges of Court, And the Bill is to be delivered up to be Cancelled. Liber B.

I Capt ffrancis Morgan of York County in Virginia doe in Answer to this within Order of Court granted at St Maries in Maryland the 20th of October 1651 Concerning a debt due by Bill assigned over to Nicholas Cawseen due from Wm Smoot, That I the Said Morgan did never by my Self or by any Other for my use receive any pay or Satisfaction for the Said within debt of 1188l tob and Cask or any part or parcell thereof from the Said Smoot or any for him But that it was intire and wholly due when I assigned it to Cawseen, To the which I have deposed in our County Court held at York this 24th of November 1651 ffrancis Morgan

Jurat in Cur Test Rob Bouth Cl. Cur

Capt Edward Hill by John Hallowes his Attorney plt The Widdow Manners Deft } The Complaynt Sues for three Gunns delivered to George Manners deceased by Mr Copley to keep for the plts use, to which the Defdt the Admrx alleadgeth She knows not of any Such Gunns, Whereupon Nicholas Keeting (at the request of the Said Hallowes) deposed on the Plts behalf in Open Court that he heard George Manners Say he had three Gunns in his Custody which belonged to Capt Hill, and that he the Said Keeting had made use of two of them a Short and a long Gunn, It is therefore Ordered that the Sd three Gunns be delivered to the Said Complaynt or to his Sd Attorney for his use and to be left out of the Inventary of the Decedent's Estate p. 260

George Mee plt Widdo Manners defdt } The Complt Sues for Seven hundred eighty two pounds Tob & Cask out of the Estate of George Manner deced and proved by the Oath of John Prince upon Record, And the Defdt Rebecca Manners the Admrx not being able to make any objection to the Contrary It is Ordered that the Complaynt Shall be paid his Said debt out of the Decedents Estate after the time limitted by the Custome &c

Liber B.

Mr Thomas Daynes by George Mee his Attorney Compl^t Rebecca Manners Wid^o Def^t } The Comp^lt by his s^d Attorney Sues for nine hundred ninety eight pounds of Tob and Cask due to him by Bill (now produced) out of the Estate of George Manners deceased, Bill Cancel'd And the Adm^rx objecting nothing to the Contrary It is Ordered, that the Said debt be paid out of the s^d Decedents Estate after the time limitted p Custome &c

Capt Wm Hawker p Geo Mee his Attorney Comp^lt Rebecca Manners wid^o Def^t } The Comp^lt Sues for two hundred pounds of Tobo & Caske due to him out of the decedent's Estate, And the Adm^rx acknowledgeing the debt It is Ordered to be paid accordingly out of the Decedent's Estate ut Supr.

Walter Beane p^lt Wid^o Manners defd^t } The Comp^lts Suit is for Six hundred pounds of Tob and Cask acknowledged to be due by the decedent George Manners his accompt with his will upon Record being the remainder of a greater debt, p bill, And the Defd^t makeing noe objection to the Contrary Is Ordered to pay the Said Six hundred pounds of Tobacco and Caske out of the Decedent's Estate to the p^lt after the time limitted p Custome &c And the p^lt is to deliver up the Bill to be Cancelled.

Abraham Johnson Marriner by John Hatch his Attorney p^lt Reb Manners Wid^o Defd^t } The Comp^lt by his Said Attorney Sues for thirteen hundred twenty three pounds of Tobacco and Caske due to him from George Manners deceased by Bill payable the Bill Cancel'd 10^th of November 1649 And the Defd^t the Adm^rx makeing noe objection to the Contrary It is Ordered that She Shall make payment of the S^d one thousand three hundred twenty and three pounds of Tobo & Cask accordingly at the expiracōn of the time limitted &c

p. 261 Capt Wm Mitchell p Mr Cuth: ffenwick his Attorney p^lt Rebecca Manners wid^o Def^t } The p^lt by his Said Attorney Sues for eight hundred pounds of Tobacco & Cask & five barrells of Corne as due out of George Manners his Estate by accompt acknowledged upon Record, And the Administratrix makeing noe objection to the Contrary It is Ordered that She make payment thereof accordingly out of the Decedent's Estate at the expiracōn of the time limitted p Custome &c.

Mr Andrew Painter by John Sturman his Attorney p^lt The Wid^o Manners Defd^t } The Comp^lt by his Said Attorney Sues for three hundred thirty four pounds of Tob and Caske due p bill from George

Manners the 10th of November last now produced and forty p Liber B.
Bill cancel'd accompt, and noe objection being made to the Contrary It is Ordered that the Defd^{t} the Adm^{r}x make payment of the Said three hundred Seventy and four pounds of Tobacco and Caske to the p^{lt} or his Attorney or assignes out of the deced estate

Capt Jo: West Capt Rob^{t} Abell by Mr Cuth: ffenwick Attorn p^{lt} David O Doughorty Defd^{t} } The Comp^{lts} Suit being for 1000^{l} Tobo & Cask p Bill, And the Defd^{t} being arrested The Sherriff alleadged he could not bring him to appear this Court by reason of Some lameness and Other hindrances, It is therefore Ordered that in Case the Defd^{t} having notice hereof Shall not by himself or his Attorney appear and Answer his Suit the next Court, the Court will then proceed to give Judgment upon the Bill if there be Cause.

Wm Johnson p^{lt} Tho Daynes by George Mee his Attorney def^{t} } Upon the Mocōn of M^{r} George Mee Attorney for the Defd^{t} It is Ordered that the hearing of this Cause be respited till next Court

The Same Court Continued p Adjournment 21 Januarij 1651

Present as the day before

Jan^{r}y 21th

Mr Wm Ealtonhead p^{lt} Henry Potter defd^{t} ete Contra } The p^{lt} Sues for Eleaven hundred Sixty and two pounds of Tobacco payable by bill entred into by the Defd^{ts} and George Manners 5^{t} Maij last the first Stricking of the Cropp, And the Defd^{t} acknowledged the debt, but prayed that he might be relieved touching a Cow w^{ch} in pursuance of a Judgm^{t} of this p. 262
Court of the 19th of January last he received of M^{r} Eltonhead as to be with Calf according to that Order as he alleadgeth which Cow as appears by the Oath of John Prince upon Record was not with Calf being opened for that purpose And prayed he might have another Cow and Calf in liew thereof, to which the now Comp^{lt} made Answer, that he accepted of the S^{d} Cow with another in discharge of the Said Judgm^{t} and that he was
Bill Cancel'd able to make the Same appear by proofe, and Craveth time till next Court for that purpose, It is therefore Ordered, that the S^{d} now Defd^{t} Potter Shall forthwith pay unto the Said now Comp^{lt} M^{r} Eltonhead the Said Eleaven hundred Sixty two pounds of Tob due upon the Said bill, And that the Said M^{r} Eltonhead Shall have time to produce his proofe touching the Said Cow in question till the next Court, And then the Court will proceed to give the S^{d} Potter relief therein if there be Cause

Liber B. Michll Buisey plt
John Meredith Defdt } The Complaynts Suit being for three hundred and ffifty pounds of Tobacco and Cask due to him from the Defdt (who absenteth himself out of the Province) for a parcell of Hoggs, and the Sherriff having attached a Sow and three Shoats of the Said Meridith's towards Satisfaction of his debt and Court Charges, prays they may be delivered to him towards Satisfaccon as aforesd And that an attachment may be lyable against any Estate of the Defdts here for the remainder, And Mr George Mee deposeing upon Oath in open Court that he heard John Meredith acknowledge he owed the plt a hhd of Tobacco, and expressed that he conceived the quantity might be 350 It is Ordered that the Sherriff Cause the Swine attached to be valued and after Valuacon in Case they exceed not the debt to deliver them to the plt he paying the ffees And that for the remainder aforesd if any be, the plt may renew his attachment for his Satisfaction therein wth Cost of Suit

p. 263 Mr Richard Blunt by Mr
Henry Coursey his Attorney plt
Thomas Copley Esq Deft } The Complaynt by his Peticon Shewing that Whereas the Defdt Mr Copley had given entertainment there to one Nicholas White a Runaway Servant of his the Said Complaynts who lived in Virginia and had unlawfully detained him (albeit the plt Sent to demand him) one whole Cropp and that the Complt to his great charge was now also come himself from his dwelling place in Virginia to his very great charge and damage and purposely upon this occasion, And therefore prayeth that the Said Defdt might be compelled to deliver the Said Servant unto his Master possession together wth Satisfaccon for his years Service and for the pltts Great Costs Charges and damages Sustained upon this occasion, To which the Defdt acknowledgeth that at the pltts request he took up the Sd Servant with intent to keep him till the plt Should Send for him, and that when the Complaynt Sent one Roch for the Said Servant about the Ninth of June last he did not detain him from Roch Injuriously, and Conceiveth he gave Mr Blunt noe Cause to be at the Charge of Sending up boat and hands upon this occasion and that he only lett out the Said Servant for 750l Tob for three Months, and was to maintain him with Cloaths and dyett and that Since he hath been upon his the Defdts hands Sick two or three Months.

And it appearing to the Court that Since the Complts late comeing hither before menconed, the Sd Nicholas White the Servant had absented himself and could not be found and question being made through whose defalt he had Soe absented himself, The Complaynt Mr Blount his Said Attorney produced his proofes and first the power he gave to Roch being as followeth viz.

Liber B.

Mr Henry Roch

I pray doe me the favour if you can possibly light on my Man Nicholas White p name to bring him along with you and this my Note Shall ingage me to pay you 250 weight of good and Merchantable Tobacco for Soe doeing if you bring him at your return and Soe likewise for Arthur Allings man Wittness my hand this present of Aprill 1650 p me Richard Blunt. p. 264

The Deposition of Mr Richard Blunt aged 36 years or thereabouts being Sworn Saith

That there was never any bargain betwixt Mr Thomas Copley and the Said Depont concerning one Nicholas Whight a Servant now in dispute betwixt the Said Mr Copley and the Depont neither did this Depont ever Authorise Henry Roch or any other as this Deponts Attorney to Sell or dispose of the Said Servant to the Sd Mr Copley and further Saith not

Jurat 15° January 1651 coram me
Tho Hatton

Marke Livesey maketh Oath that he was present upon Sunday last in the Evening at the house of Thomas Copley Esq where he this Deponent then heard the Said Mr Copley pmise or ingage himself to Mr Richard Blunt that Nicholas White whome the Said Blunt claimed for his Servant Should be forthcomeing and Should be ready to goe along with the Sd Blunt and this Depont the then next morning to the Governor's house And that he the Said Mr Copley would then send his Case in writeing concerning the Sd Servant to the Governor and further Saith not

Jurat 15to January 1651 coram me Tho: Hatton

And the Governor testified under his hand in Open Court vizt I doe testifie that at what time Henry Roach came for the Runaways about June last Mr Copley writt me word, that in Conscience the Servant in question named White could not be taken from him untill he had Doctor Taylor's Oath pretending he had agreed for him with his Master for 1500lb Tobacco or to that purpose. Jany 21. 1651 Wm Stone

Mr Copley likewise desired that Mr Ralph Crouch's Oath might be taken on this behalf in this Cause being as followeth viz:

Ralph Crouch Gent maketh Oath that he heard Jeremy Mr Copley's Servant tell Mr Richard Blunt at his late being there, that Nicholas White the Servant in question lived at the house where the Chimney was on fire which was the Ganghouse belonging to Mr Cropley, and further Saith not p. 265

Sworn in Open Court

Liber B. After which the Defd^{t} M^{r} Copley desired that the Tryall might be by way of Jury, upon these two points viz^{t} whether or noe he the Said M^{r} Copley detained the Servant from M^{r} Blunt Injuriously when Roche came for him and whether he the S^{d} M^{r} Copley or M^{r} Blunt was the Cause of the Said Servants later running away or absenting himselfe

Whereupon the Sheriff according to appointm^{t} Impannelled M^{r} Phillip Land Serj^{t} Mark's Pheipo W^{m} Johnson M^{r} George Mee Martin Kirke John Prince Edward Hall Serj^{t} James Lindsey W^{m} Edwyn John Nicholls ffriendship Tongue and Serj^{t} George Dolty to be of the Jury who made Choice of M^{r} Phillip Land to be their fforeman.

Their Charge being given them upon Oath as followeth (Viz) To give in a Just and true Verdict to the best of their Judgm^{t} upon the Evidence to be produced unto you by either party in a Cause depending between M^{r} Richard Blunt by M^{r} Henry Coursey his Attorney p^{lt} and Thomas Copley Esq Defd^{t} touching Nicholas White a Runaway Servant, whether M^{r} Copley detained the Said Servant from the Said M^{r} Blunt injuriously when Roch the Messenger Sent by M^{r} Blunt came for him, and whether M^{r} Blunt or M^{r} Copley was the Cause of the Said Servants late running away.

After which Charge given them the Said Jurors took the Matter into Consideracō̄n and after Some time Spent thereupon, and not all agreeing upon the Verdict attended the Court for further Instruccō̄n which having reced and goeing again to consider further thereupon not long after returned their Joint Verdict in these words viz^{t}

Upon the last Evidence Wee find that the Serv^{t} was Injuriously detained, M^{r} Blunt depending upon M^{r} Copley's
p. 266 promise Wee find it to be the Cause of the Servant's now being absent

Upon the bringing in of which Verdict the Court proceeded to give Judgm^{t} on this Cause being as followeth viz^{t}

Int Ricum Blunt ꝑ Henr Coursey Attor Sum̄ queren et Thomam Copleo Ar Deftem.

Upon the Verdict of the Jury in this Cause, and upon the proofes produced on either party, and upon full hearing what could be alleadged on both Sides It is this present day Ordered and adjudged by this Court, That the Defd^{t} M^{r} Copley Shall within one Week now next ensueing deliver or cause to be delivered to the S^{d} Complayn^{t} M^{r} Blunt or to his Said Attorney the Servant in question Nicholas White by name together with one thousand pounds of Tobacco and Cask for Satisfaccō̄n of the p^{lts} damages Or in defalt thereof the Said Def^{t} Shall then forthwith Satisfie and pay unto the s^{d} Com-

playnt his Attorney or assignes ffifteen hundred pounds of To- Liber B.
bacco and Cask, and also ffifteen hundred pounds of Tobacco and Caske more by the tenth day of November next in full Satisfaction for the Said Servant and all damages Sustained by the Compl^t therein, And in this Case last mencōned It Is Ordered that the s^d Defd^t his Executors . . . or his assignes be at liberty to possess himselfe of the Said Servant wheresoever he may be found and him to have hold and enjoy as his or their proper Servant for the remainder of his time of Service which he was to have Served the p^lt And that the Said Defd^t Shall also pay all Court charges together with one hundred pounds of Tobacco and Cask to the p^lts Said Attorney towards his pains and Charges in Solliciting this Suit.

Mr John Wade Chirurgeon p^lt
John Nicholls Adm^r of Tho
Maidwell decd Defd^t

The Compl^t Sues for Satisfaction for the charges he was at in paying for the Decedent Thomas Maidwell his passage out of England into this Province about three years Since together with 1108^l of Tobacco and Caske which he alleadgeth the Decedet owed him upon accompt with damages and the Defd^t the Adm^r being not provided of his prooſes craved time till Next Court to produce the Same It is there- p. 267
fore Ordered that the further hearing of this Cause be respited till the next Court.

Paul Simpson by ffrancis Brookes his Attorney con Lieutent W^m Lewis

Upon Mocōn made by the Said ffrancis Brookes and upon reading of a Covenant in the Nature of a of a Judgm^t upon Record entred into by Lieuten^t William Lewis to Paul Simpson 21° Janij last for 7095^l of Tob and all Charges And upon M^r Secret Certiff that nothing had been made appear in his office to the Contrary thereof, It is Ordered that Execucōn doe proceed thereupon against the said Lewis for the whole Sum̄e and Charges mencōned in that Covenant, 17° ffebr 1651 Execuc ad Satisfaciend con Estate.

Henry Pountney p^lt
Robert Holt Defd^t

The Complaynt Sues for ffifteen hundred pounds of Tobacco and Cask due p bill upon Record wherein the Defd^t Richard Ware and Edward Hudson are bound for payment thereof to the P^lt the tenth of November last And the Defd^t confessing the debt It is Ordered that he make paym^t thereof forthwith to the p^lt.

Upon the Mocōn of Robert Holt Informing the Court that he was by Order of Court and otherwise in forced and was lyable to pay Several debts to Henry Pountney and others from payment whereof Edward Hudson had Secured him by a Cov-

Liber B. enant under his hand now produced It is Ordered that the Said Holt be at liberty to take forth an Attachm^{t} ag^{t} the S^{d} Hudson's Estate for his Satisfaction in the premisses.

28 Januarij Attach inde ad valor 2000^{l} Tob & Cask ret next Court after Service thereof Sur Accōem de Case

M^{r} George Mee for his abuse and affront to the Court in Strikeing Nicholas Keeting near the Court door was ffined 500^{l} of Tobo & Cask to the Lord Propriary which upon his humble Submission to the Governor afterwards remitted.

Wm Smith pl^{t}
Capt Wm Mitchell Defdt
p M^{r} ffenwick his Attorn

A former Order made in this Cause 20 Junij last whereby the hearing was respited till this Court M^{r} ffenwick the Defd^{ts} Attorney earnestly moved the Court that the hearing might be yet further respited till he might hear out of England from Cap^{t} Mitchell, alleadging he wanted Instructions And the Comp^{lt} was willing for his Satisfaction therein that the hearing might be respited till the Next Court unless Cap^{t} Mitchell came in Sooner Soe as he might be furnished with a bedd in the meantime of which he was in extream want, It is therefore by Consent of both parties Ordered, that M^{r} Cuthbert ffenwick Shall forthwith either deliver to the Comp^{lt} a bed bolster and bed clothes of 600^{l} Tob & Cask Value or else, Soe much Tobacco and Cask to buy one withall for which the p^{lt} is to be responsible upon the hearing And thereupon the Cause is respited till the next Court, And the former Order touching M^{r} ffenwick's Ingag^{mt} is to Stand in force to all intents and purposes till that time.

p. 268

Wm Smith pl^{t}
Capt Wm Mitchell p
M^{r} ffenwick Attorn Def

The Comp^{lt} Sues for five barrells of Corne due from Cap^{t} Mitchell by bill dated in December 1650 now produced which appearing to be due, It is Ordered that the Defd^{ts} Attorney now present in Court Shall pay unto the p^{lt} out of the Defd^{ts} Estate the Said five barrells of Corne or the value thereof.

M^{r} George Mee being Sworn this day in open Court upon his Oath Saith

That Doctor Waldron Sometime about July last bought a Ring of ffrancis Brookes wife and was to pay the Said Brookes wife one thousand pounds of Tobacco for the Said Ring And further this Depon^{t} Saith not.

The Deposition of Martin Kirke aged 35 years or thereabouts being Sworn Saith

That George Manners comeing to his house Said to him that M^{r} ffriendship Tongue being the Said Manners mate had

nothing to doe with the boy by name John Kirk, And this Depon[t] made Answer again, what have you taken him all to your Self, the s[d] Manners replyed yes, the boy knows it very well, and doth not care for the Said Manners partner And further Saith not Liber B.

Sworn in open Court 21 Junij 1651. p. 269

The Deposition of John Prince aged 35 years or thereabouts being Sworn Saith

That he this Deponent liveing in the house w[th] George Manners hath divers times heard him (when his Mate and he had words) absolutely Say that M[r] ffriendship Tongue had nothing to doe with the boy John Kirke by name and forewarned him not to meddle nor make with him at all and further Saith not.

Sworn in Open Court 21 Junij 1651

Henry Pountney this day in Open Court appointed and authorised S[t] Nichas Gwyther to be his Attorney in all Causes

2[do] ffebr March the 23[th] 1650. This presents Wittness that We John Nevill and Xpofer Carnoll for and in Consideracōn of two bills reced of Richard Bennett amounting to one thousand four hund[d] pounds of Tobacco have Sold and delivered unto Richard Bennett a Plantacōn which formerly was called by the name of Thomas Peteels bounded with the South Side of Popler hill Creek and a Swamp that lies between the Plantation of the above mencōned John Nevill and the Plantacōn that he the Said Richard Bennett is possesst withall running with a Streight line from the Corner of the ffence of the Said Richard Bennett with all appurtences thereunto belonging to him the above mencōned Richard Bennett and his heirs forever Paying one bushell of Indian Corne p̄ year or two Shillings English money and for the performance of the Same We the Said John and Christopher have hereunto Set our hands the day and year above Written

Signed and delivered in the p[r]sence of The Mark of John Nevill
John Wade, John Hatch The Mark of Christopher Carnoll

12 ffebr Know All men by these presents that Whereas Thomas Copley of S[t] Inego's Esq Standeth bound unto Several persons for Several Sum̄es of Tobacco and Other Ingagements for and with Paul Simpson of the places afores[d] in the Province of Maryland for Security of Such debts as are due unto the Said Thomas Copley hath ingaged himself for with the Said Simpson, I the Said Paul Simpson doe here bind make over what Estate I have visible with all debts which are due unto me by Bill Court Order or Accompt in the Province

Liber B. of Maryland or Virginea as his own proper Estate untill all Ingagements and debts be Satisfied by the S[d] Simpson or his assignes which the Said Thomas Copley Stands Creditor unto or in any way ingaged himself for for the Said Simpson
Wittness my hand this 4[th] of November 1651
Wittness Ralph Crouch Paul Simpson

p. 270 Know all men by these presents that I ffrances Langfield Daughter of John Langfield late of Little Creek in the parish of Lynhaven in the County of Lower Norff deceased doe hereby nominate Ordain Constitute and appoint my trusty and well beloved ffriend Richard Foster of Lynhaven aforesaid Planter my true Lawfull and undoubled Attorney for me and in me name and to my use to ask Levy demand and receive of and from all or any person or persons within the Colony of Virginia all or any debt or debts Estate or Estates which are by ways or means due unto me the Said ffrances within the Colony aforesaid, as also to take into his hands and Custody all Such goods Chattells or Cattells as doe of right or ought to appertain and belong to me the Said ffrances, Giving and Granting my S[d] Attorney full power and authority to arrest Sue implead and Imprison and again to release discharge and out of prison to Set all or any person or persons which Shall goe about by any means to detain any part or parcell of my Estate from him my Said Attorney, And I doe hereby further authorise my S[d] Attorney to dispose of my Said Estate, or whatsoever thereof he Shall recover and receive as he Shall think fitt according to my Instructions and advise and finally to doe Execute pforme & fullfill All or any Act or Acts thing or things necessary meet Convenient and Lawfull to be done in and about the premisses as fully freely and absolutely as I my Self may might w[d] could or Should doe if I my Self were personally present And I doe and willfully ratifie Confirm and allow whatsoever my Said Attorney Shall Lawfully doe or Cause to be in or about the premisses, In Wittness whereof I have hereunto Set my hand this 8[th] day of ffebruary in the year of our Lord 1651.
Signed and delivered in the p[r]sence of Thomas Jackson } The Mark of ffrances Langfield

21.° ffebruarij, An Administration is this day granted to M[r] Leonard Strong of the goods Chattells and debts of Thomas Tynney late of Providence in the County of Annarundel & Province of Maryland deceased upon his Oath to be taken before the Comander of one of the Comissioners for Annarun-
p. 271 del County in the usual forme ffor true Administracōn and to Exhibit an Inventory into the Secretary's Office by the ffirst of June next &c and to keep and make a Just account &c

21 ffebr An Administracōn is this day granted to John Nunne Liber B.
of the goods and Chattells and debts of Phillip Anther deceased upon his Oath taken for true Administracōn and to exhibit an Inventory by the 25th of March next upon the appraisement of Jn° Medley and Walter Pakes or any two Sufficient men upon Oath And to keep and make a True and Just account &c in the usual forme.

6to Marcij An Administracōn is this day granted to Mr Peter Sharp Chirurgeon in right of Judith his wife the late widow and relict of Mr John Garie deceased of all the rights goods Chattells and debts of the Said Decedent upon his Oath for true Administracōn and to exhibit a true Inventory by the first of June next, And to keep and make a true and Just account &c in the usual forme And is upon Certiff of the Commander and Comissioners of Annarundel County upon the file

Sr upon request of the bearer Doctr Sharp who hath Married with the relict of Mr John Garie We have thought fit to certifie you thereof in regard of his present occasion this opportunity We could not Stay for a Court to have Order, You may please to grant Administracōn to him upon this Certiff.

Yor Loving ffriends: Edw: Lloyd: Tho. Mears, Tho. Marsh
ffebry 27th 1651. To Tho Hatton Secretary of State

9° Marcij Henry ffox demandeth 2538l Tob & Caske as due to him by Specialty out of the Estate of Joseph Cadle deced

11 Marcij William Boarman appointeth Mr John Medcalfe his Attorney to prosecute and defend in his behalfe in all Causes in Court wherein the Said Boreman is or Shall be concerned

17° Marcij Charles Maynard demandeth 890l Tob & Cask as due to him out of the Estate of Joseph Cadle deceased.

17° Marcij John Shertcliffe demandeth 477l Tob & Cask as due to him out of the Estate of Joseph Cadle deceased together with a pail of Salt

19 Marcij–June the 29th 1650 This Bill bindeth me Joseph Cadle my heirs or assignes to pay or Cause to be païd unto Thomas Thomas his heirs or assignes the full and Just Sume p. 272
of 305l of good Sound Merchantable Leaf Tobacco with Caske, the which Tob is to be paid at or upon the tenth of November next ensueing the date hereof as Wittness my hand the day and year above written

Witness Charles Maynard. The Mark of Joseph Cadle

Liber B. 19 Marcij. Matthias Bryan on the behalf of Tho: Thomas demandeth of the Estate of Joseph Cadle 305[l] Tob & Caske

22[do] Marcij 1651. Michael Baysey acknowledgeth a Judgm[t] to W[m] Boreman for three hundred fifty and Six pounds of Tobacco and Caske being the Remainder of ffive hundred and eighty pounds of Tobacco and Caske unpaid of a bill dated the 30[th] of September last and payable by the Said Baisey to the Said Boreman the tenth day of November last Wittness his hand the day and year aboves[d]
Testor Tho Hatton the Mark W Michael Baisey

22[do] Marcij John Mannsfield demandeth 875[l] of Tobacco and Caske due to him by bill and accompt out of the Estate of Joseph Cadle deceased.

At a Court held at S[t] Maries 20 die Marcij 1651

Prsent W[m] Stone Esq Govern[r], Robert Brooke Esq, W[m] Eltonhead Esq, Cap[t] John Price; Thomas Gerrard Esq, M[r] John Pille, M[r] Tho: Hatton

Thomas Chynne Marriner pl[t] / W[m] Edwyn Defd[t] — The Comp[lts] Suit being for 1250[l] Tob & Cakse due upon demand by Bill of which the Defd[t] refuseth paym[t] and the p[lt] being one of Cap[t] Thurston's Mates and the Ship being ready to depart the Province is likely to be much dampnified for want of his Tobacco, And the Defend[t] Confessing the debt Saith he is not able to make payment till there be a Season for Stricking Tobacco and alleadgeth he gave the p[lt] Several notes to receive Tobo upon his accompt of Several Inhabitants here which for ought he knoweth the p[lt] may have received, But the p[lt] denyeth he hath received any Tobacco's upon these Notes, which he Saith he is ready to return unto the Defd[t] It is therefore Ordered in respect of the p[lts] Suddain departure that the Defd[t] Shall pay unto him the s[d] Twelve hundred and fifty pounds of Tobacco and Caske And the p[lt] is to deliver back to him the notes before mencōned.

Mr John Lawson pl[t] / W[m] Edwyn Defd[t] — The Complayn[ts] Suit being for Satisfaction for the use of the p[lts] boat above ffive weeks, and for the damage he Sustained for want thereof for that time and the prejudice the Said boat received which he lent to the
p. 273 Defd[t] upon his promise to Return the Same to his Landing place within five days And the Defd[t] acknowledgeth he promised to return the boat within five days but denyeth he under-

tooke to bring the Same to his Landing place, but Saith that Liber B.
according to his promise he returned the boat by the time appointed to the place in Popler hill Creek where he had the Same without any hurt or damage, And the Court not finding by proofe or otherwise that the p[lts] boat Sustained any damage by any defalt of the Defd[t] It is Ordered that the p[lts] Suit before mencōned be absolutely dismissed out of this Court.

The Deposition of James Langworth aged about 22[ty] years Sworn and Examined the 18[th] day of ffebruary 1651 Saith as followeth viz[t]

That Yesterday being the 17[th] day of this present Month Phillip Anther being in the house where this Depon[t] liveth in New town in Company with M[r] Robert Clarke Richard Willan Mary the wife of John Greenway and this Depon[t] the Said Phillip Anther Sitting upon a fforme by the table in the S[d] house whereon there lay a Pistol of M[r] Robert Clarkes, And this depon[t] comeing out of the Plantacōn where he had been at work into the Said house, and Sitting down at the Said Table, and taking hold of the handle of the Said Pistol, the Muzle end thereof lyeing upon the table ask't the Said Mary Greenway who as this Deponent was told had but a little before Shott the Same off) whether there were any Shott in the s[d] Pistoll when She Shot the Same off Whereupon M[r] Robert Clarke made Answer that it was charged with two Pistoll Bulletts when She Shott the Same off, Whereupon unawares to this Deponent who had only the handle of the Said Pistol in his hand as afores[d] and the other end lyeing upon the table this Depon[t] not Suspecting the Same to be then charged nor touching the tricker Soe far as he can remember nor knowing whether the Same was bent or not the S[d] Pistol went off and on the dischargeing the Muzle thereof bounded upwards, and unluckily Shott the Said Phillip Anther through the Neck and Cheeke into the head, whereupon he Suddainly dyed, This deponent to the best of his Remembrance not Seeing the Said Phillips Anther in the Said house from the time he Soe Came into the Said house out of the Plantacōn as afores[d] till he was p. 274
Soe unfortunately Shott whereupon he dyed as before is expressed and further this Deponent cannot depose

Jurat die & anno Supradict coram me Tho Hatton

The Deposition of M[r] Robert Clark and Richard Willan Sworn and examined the 18[th] day of ffebruary 1651 Say as followeth viz[t]

That they were present Yesterday when Phillip Anther was unfortunately killed in the house where James Langworth and John Greenway now dwell by the discharge of a Pistol as is

Liber B. expressed in the Deposition of James Langworth taken this present day And these Deponents are both of them very Confident that the Said Langworth was far from any thought of doeing the s^d^ Anther the least hurt at that time and are verily perswaded in their Consciences the Said Langworth did not know nor Suspect that the S^d^ Pistoll was at that time Charged but that the Same went off unawares to him the Said Langworth or to any of the Company then present and further Say not

Uterq Jurat die & Anno Supradict coram me
Tho: Hatton

The Deposition of Mary the wife of John Greenway taken in open Court upon Oath the 20^th^ day of March 1651 Saith

That upon or about the 17^th^ day of ffebruary last M^r^ Robert Clark being in the house where this Deponent liveth in an Inner Room of the Said house and having left a Pistol upon the table in the outward Room where this Deponent was about her occasions where in removeing the Said Pistol off the Said table the Same went off in this Deponents hands unawares. And this Deponent thereupon goeing out of the Said Roome upon her return thither again She found the Said M^r^ Clark in the room where the Said Pistol Soe went off, who asked this Deponent why She Shott off his Pistol, whereupon this Deponent answered She did not know that She Shott the Same off, and the Said M^r^ Clark thereupon asked her whether She Cocked the Pistoll whereupon She replyed noe or to that effect And the Said M^r^ Clark not long after Charged the Said Pistol again putting a paper doubled into the panne, and being Soe charged laid the Same again upon the Table whereupon Phillip Anther was afterwards killed with the Said Pistol by James Langworth unawares as She verily believeth. His
p. 275 Lorps Attorney General this day declared by way of Indictm^t^ Against M^r^ Robert Clark and James Langworth thereby Shewing unto this Court that Phillip Anther late of S^t^ Maries County deceased being upon or about the 17^th^ day of ffebruary last in the house of New town in the County afores^d^ where John Greenway and the Said Langworth then dwelt, was then and there by the S^d^ Robert Clark or James Langworth or one of them or by their or one of their means defalt or Carelessness Shott into the head or otherwise by the discharge of a Pistol of the Said M^r^ Clark's that he Suddenly thereupon dyed, The Said Pistol having been the Same day in the Same house but a Small time before unwittingly discharged by the wife of the Said John Greenway in taking the Same in her hand to her great affright and amasement Notwithstanding which fair admonition the Said Pistol was then presently again by the

Said Clark laden with powder and Shott and laid upon a table Liber B.
in the Said house where the Said Langworth Soon after comeing in and takeing the Same into his hands the Mischief before mencōned thereupon ensued of which the Said Attorney was ready to make proof, And on the L^d^ Propriary's behalf prayeth that the Court would proceed against the Offenders in the premisses according to Justice and the nature of the Offence, That Soe his Lordp and the Gōvernment might be discharged in that behalf.

And the Said Clark and Langworth being thereupon brought to their Answered acknowledged in Open Court that the S^d^ Phillip Anther was accidentally and unfortunately killed by the discharge of M^r^ Clark's Pistol in the hand of the Said Langworth unawares without any thought or Intention in either of them of any harm to the Said Anther.

Whereupon by appointment of the Court a Jury was Impannelled for the tryall Viz^t^ Lieuten^t^ Richard Bancks L^t^ W^m^ Evans M^r^ Phillip Land Edward Cotton William Whittle M^r^ John Lawson M^r^ John Lewger Henry Cox William Edwyn M^r^ ffrancis Brookes John Shertcliff and Walter Pakes who being Sworn in Open Court had their Charge given them upon their Oaths as followeth :

The Charge of the Jury.

To give in a Just and true verdict to the best of your Judgm^t^ and Skill upon the Evidence to be produced to you how and by whome Phillip Anther was killed and whether the Author or authors thereof did doe the Same Maliciously or willfully or else unwittingly and unfortunately, And if you find it only to be an unwilling and unfortunate accident without any Intention p. 276
of Evill in the Actors In that Case to inform the Court by your verdict by whose carelessness means or defalt the Same happened and in what respect

After which the Said Jurors having Spent Some time upon the Tryall brought in their Joint Verdict in these words following viz^t^

The Jurors Verdict

We find that Phillip Anther was accidentally and unwittingly killed by James Langworth. Neither doe We find negligence or carelessness in either party

Upon which Verdict this Court after Some debate of the Matter thought fitt and doth hereby acquitt the Said Robert Clark in every respect touching Phillip Anther's death And doth ffine James Langworth in that respect ffive hundred pounds of Tobacco and Cask to the Lord Proprietary, And doth Order him to pay all Court Charges

1° April 1653 Execuc inde ad Satisfaciend

Liber B. This ffine from Langworth was afterwards remitted by the Governor upon the Lord Propriary's Sp[l] direccõn

Tho Hatton

Thomas Thomas by Matthias Bryan his Attorney p[lt] / Lt Richd Bancks Extor of Joseph Cadle Deft

The p[lts] Suit being for three hundred and ffive pounds of Tob & Cask due upon a Bill entred into by the Decedent in June 1650 and payable in Nov[r] then next following to the p[lt] The Defd[t] Exto[r] to Cadle being present in Court and by his Answer makeing noe Objeccõn ag[t] the Said Bill or debt It is Ordered that he Shall pay the Said three hundred and five pounds of Tobacco and Caske to the p[lt] out of the Decedents Estate after one twelve Months time next ensueing the Said Cadles death.

Rebecca Manners Extrx of George Manners her husband deced . . . . . p[lt]

Upon the hearing of the parties on both Sides in this Cause in the presence of Thomas Warr It appeared to the Court y[t] the Complayn[ts] Suit against the Def[t] is for twelve hundred pounds of Tobacco and Cask for which the Decedent George Manners had a Judgment formerly against the Said Warr, concerning which 1200[l] of Tobacco and Caske Marks Pheipo was bound to Save the Said Warr harmless as appeared by a Note under the Said Pheipo's hand now produced, It is therefore Ordered, that the Complayn[ts] Suit ag[t] the Def[t] be dismiss't She being at liberty to proceed upon the Said Judgment against Warr who is also to have relief against Pheipo upon his Counter Security.

The Deposition of M[r] ffrancis Brookes taken in Open Court upon Oath this 20[th] day of March 1651 Saith

p. 277 That he heard Thomas Maidwell deceased Several times Since his arrival in this Province acknowledge that M[r] John Wade had paid for his passage hither from England, and heard him promise the Said Wade Satisfaction therefore to his content or to that effect & further Saith not :

At a Court held at S[t] Maries 22[do] die Marcij Anno 1651

P[r]sent Willm Stone Esq Governor, Robert Brooke Esq, Thomas Gerrard Esq; Cap[t] John Price, M[r] Thomas Hatton

Thomas Warr p[lt] / Mr Richard Harris Defd[t]

The Comp[lts] Suit being for four Virginia hhds of good Sound Shell'd Corne clear of all Charge payable the 20[th] day of this present Month of March at the p[lts] Landing place in Patuxent River by one

William Scott of Virginia p Bill of w^ch^ the Defd^t^ undertook Liber B.
the payment as the p^lt^ alleadgeth, Yet now refuseth to pay the Same, To which the Defd^t^ acknowledgeth that he undertooke the payment if any be due upon the bill but conceives the Court will not adjudge the Bill to be good in respect the Consideracō̄n whereupon it was entred was upon a bargain for another Man's Servant But it appearing that the Comp^lt^ did not know būt that he was a ffreeman nor the Said Scott when he entred the Bill, nor the Defd^t^ when he undertook the payment, The Court therefore Conceived that the Bill ought to Stand good, But upon further examinacō̄n of the ground whereupon it was entred, and the Complayn^t^ acknowledging he was once willing to accept of two hhds of the Said Corne in full Satisfaction, The Court in point of equity as the Case Stands thinks fitt to give the Defd^t^ Some relief ag^t^ the Bill, And doth Order that the Defd^t^ Shall forthwith pay unto the Complaynant two Virginia hogsheads of good Sound Indian Corne ready Shell'd at his the p^lts^ Landing place in Patuxent River clear of all Charge in ffull Satisfaction of the Said Bill which the P^lt^ is to deliver up to be Cancelled, And John Hilliard the Servant by whose defalt this Suit and Charge ariseth Shall Serve the Defd^t^ one year over and above the time he was to Serve his Master of whom the Defd^t^ bought him

Robert Kedger P^lt^ }
Capt Wm Mitchell Deft } The Complayn^t^ by Peticō̄n this day Shewed that the Defd^t^ by Covenant appearing upon Record for a very great consideracō̄n in Case he the Defd^t^ or his assignes did not deliver to the Complayn^t^ three able men Servants, Such as the P^lt^ Should chuse out of all the Servants that Should be transported upon the Defd^ts^ account (Tradesmen Excepted) to Serve for the term of ffour p. 278
years or in Case noe Servants Soe to come in by the ffirst of ffebruary last the Defd^t^ did assigne to the Comp^lt^ one Vincent Acheson and any two other Servants of his the Said Cap^t^ Mitchells then in Maryland w^ch^ the Complain^t^ or his assignes Should chuse for the remainder of their termes which they Should have to Serve as by the S^d^ Covenant appears, And that the Defd^t^ not bringing in or Sending any men Serv^ts^ upon his account by the time limitted nor at all Since the Said Covenant, the Comp^lt^ demanded of his Attorney before he came in the Servants assigned and Since his comeing in of the Defd^t^ himself w^ch^ they have refused to deliver And prayeth relieſe in the p^r^ces with Satisfaction for his damage, To which the Defd^t^ acknowledgeth the Covenant and Assignment thereupon, but alleadgeth it to be in nature of a Mortgage against which he prays to be relieved in Equity for that by reason of their imployments in the Service of the Commonwealth of England

Liber B. Shipping could not come in by the day limitted by the Covenant with other allegacōns, And thereupon & upon Consideracōn had of the Defd^ts^ Covenant to deliver the Comp^lt^ three Men Servants out of all the Servants he Should bring in to be chosen by the p^lt^ and noe men Servants being brought in whereby the p^lt^ might make his Choice according to the Covenant in regard of the great consideracōn therein Mencōned, The Court Conceiveing that the Comp^lt^ ought in Conscience to have relief in that respect upon the Covenant as well as the Defd^t^ in equity Doth therefore Order that the Comp^lt^ Shall enjoy the Said Vincent Acheson of whome he is already possed for his full time of Service according to the Defd^ts^ assignment expressed in the Covenant, And that the Defd^t^ Shall by to morrow at Noon bring five men Servants to the Court, that there may be Chosen out of them two Such Sufficient able Servants for the Comp^lt^ as the Court Shall conceive may be answerable to the Covenant and the Consideracon therein mencōned, And in defalt of bringing them in by that time or that they prove not Such as the Court Shall approve of for the purpose aforesaid, the Comp^lt^ is then after forthwith to have other two Servants according to the assignment upon the Covenant before mencōned.

ffrancis Van-enden p^lt^ }
Capt Wm Mitchell Deft } Upon the Defd^ts^ mocōn It is Ordered that the hearing of this Cause be respited till the next Court who is in the mean time to make ready his proofs preremptorily.

p. 279 Wm Marshall p^lt^ }
Wm Edis Defd^t^ } The p^lt^ Sues for eighty pounds remaining due of a Bill for a greater Sume the p^lt^ having delivered up the Bill to the Defd^t^ upon his promise to Satisfie him the Said remainder, To which the Defd^t^ Confesseth there was eighty pounds of Tobacco unpaid after the Bill was delivered up and Saith according to the p^lts^ appointment he allowed it him in M^r^ Husband's hands, And the Court upon mocōn made on the p^lts^ behalf doth respite the further hearing of the Cause till the next Court who is then to produce his proofes.

Capt Wm Mitchell p^lt^ }
Mr Phillip Land Deft } The Comp^lts^ Suit being for a heifer with her Increase which the Defd^t^ by Covenant under his hand was to have delivered to the p^lt^ by the last of April 1651, the p^lt^ lending the Def^t^ a man to bring her to S^t^ Thomas's the p^lts^ then dwelling house, And the Defd^t^ acknowledgeing the Covenant, It is Ordered that the Def^t^ Shall within one Month now next ensueing deliver to the Comp^lt^ a heifer with Calf or a Calf by her Side, at the house afores^d^ the p^lt^ lending him a Man to help bring her hither, if it be required,

Or in defalt of Such delivery by the time aforesaid, the Defᵗ is then forthwith in liew thereof to pay to the Compˡᵗ eight hundred pounds of Tobacco and Caske. Liber B.

Mr Thomas Daynes Extor of Mrs Ann Cowper by Mr Henry Coursey his Attorney pltˡᵗ

The Compˡᵗ by his Said Attorney Sueth for three hundred eighty and and eight pounds of Tobo and Cask ꝑ bill, and accompt, And the Defdᵗ acknowledgeth the debt, but alleadgeth he is not bound to paymᵗ this year in regard it was not demanded according to the Provisoe in the bill and desired to have the Same tryed by a Jury, But the Court finding that the Complaynᵗˢ Attorney endeavoured to make demand by the time limitted, but was hindred by extremity of weather and that the demand was made the next morning after, and conceives in equity noe advantage ought to be taken thereupon, And doth therefore Order that the Defᵗ Shall forthwith pay to the Sᵈ Compˡᵗ the Said three hundred eighty and eight pounds of Tobacco & Caske and the bill to be delivered up to be cancelled.

bill cancelled

10 ffebr 1652 Execuc inde ad Satisfaciend

John Shertcliff Compˡᵗ Ltˢ Richᵈ Bancks Extor of Joseph Cadle Defᵗ

The Complaynᵗˢ Suit being for 267ˡ of Tob and Cask & a pail of Salt. The Tobacco being the remainder of 467ˡ Tob formerly due as appears by the Deposicōn of Richard Willan 200ˡ Tobacco thereof being paid in Cask, and the Salt being proved by Charles Maynard his Oath, And the Defᵗ not makeing any objection agᵗ the Said proofes It is Ordered that he Shall pay to the pˡᵗ out of the Decedent's Estate at the expiracōn of the time limitted by the Custome in that behalf Two hundred Sixty and Seven pounds of Tobacco and Cask and a pail of Salt p. 280

Richard Willan aged thirty years or thereabouts being deposed the 11th of March 1651 upon Oath Saith

That being at Joseph Cadle's house with John Shertcliff about the 11th of 12th of ffebruary, and there I made up their account, and there was due to Jo: Shertcliff from Joseph Cadle 467ˡ of Tobacco acknowledged by the Said Joseph Cadle and further he deposeth not.

Jurat coram me John Pille Richard Willan

Charles Maynard aged 31 years or thereabouts being deposed the 15th of March 1651 upon his Oath Saith

That Some time in November I was goeing to John Shertcliff's house Joseph Cadle desired me to take the Bagg and to

Liber B. bring the Salt with me that he lent me, Soe John Shertcliff Sent by me his great pail full of Salt and desired me to bidd him to gett him his Salt again as Soon as he came And further Saith not

Jurat coram me John Pille Charles Maynard

The Deposition of Ann the wife of John Dandy aged 30 years or thereabouts Sworn and examined in open Court the 22th of March 1651.

Saith that about Christmass last was a twelve month Mr John Wade came to Thomas Maidwell, and did demand Some Tobacco's towards the paying of his passage into this Countrey without further trouble, whereupon the Said Maidwell went to his Chest and took out a Bill of ffour hundred pounds Tob and above but how much She cannot tell, and did deliver the Bill to the Said Wade, and the Said Maidwell did ask the Said Wade if he would take that Bill in part of Satisfaction for his Said passage, and the Said Wade was willing and tooke the Said Bill and put it up not giveing it again to the Sd Maidwell Soe far as this Deponent knows, and further Saith not

John Wade Chirurgeon plt
John Nicholls Admr of
Thomas Maidwell deced Deft

John Cage maketh Oath that he heard Thomas Maidwell about two or three days before his death Say that the plt paid for his passage into this Province, but further Expressed that the Complaynant owed him for 13 or 17 weeks bedd and board or thereabouts at his house in England and
p. 281 for two Cases Of dramms for which he the Said Maidwell paid forty Shillings and for a Hammock, and that he assigned or turned over to the plt 450l Tob due to the Said Maidwell here in this Province ffurther adding that he thought that would give him Satisfaction for his passage All which or the Same in Effect this Deponent averreth upon his Oath that he heard the Said Maidwell express, And further Saith not.

Jurati 22do Marcijn Open Court.

Henry Adams Trustee of Tho:
Green Esq deced . . . . . plt
Phillip Land . . . . . Deft

John Wheatley maketh Oath that Mr Philip Land in or about the Month of May Last was a twelve Month paid to this Deponent for the use of Thomas Green Esq deced two hundred and thirty pounds of Tob or thereabouts and further Saith not

The Deposition of Mary the wife of Daniel Clocker Sworn and examined in Open Court the 22th of March 1651 Saith.

That presently or not long after Capt Wm Mitchell his arrival in this Province in the year 1650 in the Chamber at the White

house where the S[d] Cap[t] Mitchell as this Depon[t] hath been informed then lodged She this Deponent then and there told M[r]s Susan Warren who then went by the name of M[r]s Williams, that She heard that She the Said M[r]s Williams was then with Child or to that Effect whereupon the S[d] M[r]s Williams or M[r]s Warren replyed, That if She were with Child it was inspired by the holy Ghost, and not by man and further Saith not. Liber B.

Richard Hoskins aged thirty years or thereabouts Sworn and Examined in Open Court the 22[th] of March 1651 Saith.

That at the Same time mencōned in the Deposicōn of Mary Clocker above written being about three weeks after Cap[t] Mitchell's arrival here he heard M[r]s Williams or Warren in the Deposition named reply to the Said Mary Clocker that if She were with Child it was inspired by the holy Ghost and not by man and further Saith not.

The Deposition of Martha Webb aged 22[ty] years or thereabouts Sworn and examined in Open Court the 22[th] day of March 1651 Saith.

That when She lived with Cap[t] William Mitchell at S[t] Thomas or the white house in the year 1650 She this Deponent and M[r]s Susan Warren who went by the name of Elizabeth Williams lodged together in the Same Chamber or roome there where the S[d] Cap[t] Mitchell lay and that She hath there Seen the Said Cap[t] Mitchell and the Said M[r]s Warren or Williams once in naked bed together in the bed where the Said Cap[t] Mitchell usually lodged And that She at another time (Cap[t] Mitchell bidding her goe out of the Room and Shutt the door) as She was goeing out heard him Call to the Said M[r]s W[ms] to come to bed to him, And She this Deponent further deposeth that not long before the Said Cap[t] Mitchell's goeing from hence to Holland he asked this Deponent whether She thought that M[r]s Williams was with Child or not whereupon this Deponent answered She could not tell and further Saith not. p. 282

At a Court held at S[t] Maries the 25[th] day of March 1651.

p[r]sent Willm Stone Esq Governor, Robert Brooke Esq, W[m] Eltonhead Esq; M[r] John Pile, M[r] Thomas Hatton

Whereas I have had very credible intelligence that M[r]s Mary Brent either in her own behalf or as Attorney or Agent for Cap[t] Giles Brent her brother or M[r]s Margaret Brent her Sister

Liber B. hath not long Since caused divers wild unmarked Bulls and other Cattle to be killed upon the Isle of Kent without any Lawfull warrant for Soe doing, To which Cattle his Lordp hath been and is understood to have title, And Whereas I am also given to understand, that the Said M^rs^ Mary Brent hath lately transported Some quantity of the beef so killed as aforesaid from Kent hither to the house where M^r^ Thomas Matthews now liveth and intends to dispose of the Same to her own use, These are therefore in the Lord Propriary's to will and require you forthwith to repair to the house of the Said M^r^ Matthews, and what Meat you Shall there or in any other place within this County find to have been lately transported by the Said M^rs^ Mary Brent from Kent to make Stoppage thereof or Secure the Same either in the S^d^ M^r^ Matthews's Custody or otherwise as you Shall think fitt till the Said M^rs^
p. 283 Mary Brent Shall by herself or her Attorney at Some Court to be held for this County of S^t^ Maries make it appear by what authority She caused the Said Cattle to be killed, and what right She hath to the Said Beef by her Soe transported as aforesaid Soe as his Lordship may have Justice therein as is meet, And for this Purpose the Said M^r^ Matthews (in Case the Said be or Shall be in his house) is hereby Strictly charged and required not to permitt the Same or any part thereof to be removed thence by the S^d^ M^rs^ Brent or any other till a tryall be had therein and other direccon by the Court as he will Answer the Contrary thereof, fail you not at your Peril, Given at S^t^ Maries this last day of January 1651
To the Sherriff of S^t^ Maries County
his Deputy or Deputies

The Deposition of William Boreman taken the fourth day of ffebruary 1651 being Summoned on the behalf of the Lord Proprietary Sworn and examined Saith

That he this Deponent being Imployed by Cap^t^ Giles Brent to kill any Cattle at Kent either Marked or unmarked which belonged to him there did according to his appointment and the direccon of M^rs^ Mary Brent his Sister and Attorney, with Some help of John Deer therein Since June last kill five Wild unmarked Bulls then in the woods at Kent and likewise three marked Bulls two of them being Crop't of both Ears and the third as he taketh it being Cropped on the left Ear and underkeel'd on the right and also one Oxe killed by John Deere, the mark whereof this Deponent knoweth not, And this Depon^t^ further Deposeth that the Cattle before menconed are all the Cattle either Marked or unmarked which Soe far as this Depon^t^ knows have been killed at Kent either for the Said Cap^t^ Brent or M^rs^ Marg^tt^ or Mary Brent his Sisters or by any of

their appointment, And further Saith that ffour of the Caskes of Beef which the Sherriff hath lately made Stoppage of Mr Matthews's house are of the Beef of the Bulls before mencōned, And further Saith not. Liber B.

Jurat die & Anno Supradict coram me Tho: Hatton

Paul Simpson Marriner and Phillip Land make Oath that upon view of ffour Cask of beef this present twentieth day of ffebruary 1651 which as we are informed were not long Since brought by Mrs Mary Brent from the Isle of Kent We find the Meat therein in our Opinions to be in Such a Condicōn that unless Some Speedy Course be taken therewith by new Salting and repacking the Same or Some other way to prevent the Spoiling thereof We verily believe all or most part thereof will in Short time be utterly Spoiled and not be Merchantable or fitt for any Man's use And further Saith not p. 284

Jurat die & Anno Supradict coram me Tho: Hatton

Thomas Hatton Gent Attorney General on the behalf of the Lord Propriary plt
Mrs Mary Brent Deft

The Said Attorney General by his Informacōn unto this Court this present day Shewed, that Mrs Mary Brent either by herself or as Attorney or Agent for Capt Giles Brent her brother or Mrs Margaret Brent her Sister, having this last year killed or caused to be killed divers wild unmarked Bulls in the woods upon the Isle of Kent without any Lawfull Warrant or Authority for Soe doeing brought the beef Soe killed about a Month Since to St Maries and endeavoured there to make Sale thereof, Of which his Lordps Attorney having notice (as he was bound to doe) caused the Said Beef to be Seized upon by the Sherriff, and Stoppage thereof to be made till the Court Should doe his Lordp and the Governmt Justice in the premisses, That Mrs Brent Soon after unexpectedly goeing to and leaving Mr Thomas Matthews her Attorney or Agent in the business, his Lordps Sd Attorney Suspecting the beef might be faulty caused it to be viewed upon which it was found to be in that bad Condition that unless Some Speedy Course were taken for preservacōn thereof it would be all Spoilt, That thereupon he desired Mr Thomas Matthews in whose house it lay that he would endeavour the Saving of it which he refused alleadging he wanted Salt and that by reason of other occasions neither he nor his wife could attend it, but wished and advised his Lordps Sd Attorney to take the Same to his house that he might there more Conveniently endeavour the Saving thereof, and to Sell the Same if he could to prevent the worst, That thereupon the Said Attorney to his great charge & trouble caused the Same to be removed to his own house and to be washed Salted

Liber B. and repacked, and hath Sold Some part thereof to the best
p. 285 value he could, And prayed that the Court Would determine to whome the Said Beef doth Justly belong and to Vindicate his Lordp and the Government touching the Said Mr̄s Brent's unwarrantable proceedings in the Premisses in contempt as he conceives both of his Lordp and the Government, And to appoint which way his Lordps Said Attorney Shall have Satisfaction for his trouble and charge before menconed, And the Said Mr̄s Mary Brent being present in Court in Answer to the Said Attorney's Informacō̄n denyed not the Killing of the Cattle therein menconed, but Saith that part of them were killed upon their Mannor at Kent, and that those unmarked wild Cattle before mencō̄ned were of her brother's own Stock and did not any ways belong to his Lordp. and prayed that the tryall might be by way of Jury, But the Governor and Counsell being taken off upon other publick urgent occasions could not attend the further hearing of the Cause at present and therefore Ordered that the Same be respited till the next Sitting of the Court, And in the meantime his Lordps Said Attorney might dispose of the beef in his Custody before mencō̄ned to the best value or in the best way he could either for Sale or preservacō̄n thereof and to be accomptable upon the hearing, and for his allowance the Court would then Consider thereof.

Wm ffoxery plt } The Complaynant Sueth to be relieved against
Wm Batten Deft } the Defdt for the damage he hath Sustained by his the Defdts unconscionable breach of Trust in paying him 900l Tob or thereabouts in Roll which the pltt relyeing upon his word and honestly received as good Sound Merchantable Tobacco, but the Same afterwards upon view appeared to be deceiptfull rotton Tobacco and unmerchantable to the pltts damage of one hundred and fifty pounds Sterling, To which the Defdt Answered that for Some goods he bought of the pltt about three years Since, he agreed and did pay unto him in Virginia a Certain quantity of Tobacco in Roll wch the pltt upon receipt thereof opened and viewed and tryed, And the Deft knoweth not to the Contrary, but that the Same was Sound good Merchantable Tobacco, And denyeth any breach of word or trust, or that he did at all pay it upon any Such terms, But the Court having not now time to attend the further hearing thereof, doth respite the Same till the next Court:

Know all men by these presents that I Levin Bufkin Esq have Constituted authorised and appointed, And by these presents Doe Constitute Authorise and appoint Cuthbert ffenwick
p. 286 of the Province of Maryland Gent my true and Lawfull Attorney, And doe hereby Give and Grant unto him my Said At-

torney full power and authority for me and in my name and to Liber B.
my use to ask demand and receive all Tobacco's Cattell Corne and Other personal Estate debts and Credits whatsoever to me due, or to be due from any person or persons in Virginia or Maryland or else where within the Confines of America, and to give receipts or Acquittances for any Tobacco or other Chattells, which he Shall receive by vertue hereof, And in Case of non payment to arrest implead prosecute and imprison in as full and ample manner to all intents & purposes, As I my Self could or might have done, And I the S^{d} Levin doe by these presents for my Self my Exto^{r}s and Adm^{r}s ratifie and Confirm whatsoever my Said Attorney Shall doe in the p^{r}misses as fully and amply to all intents and purposes, as if the Same had been done by me my Exto^{r}s or Adm^{r}s, In Wittness whereof I the S^{d} Levin Bufkin have hereunto Set my hand and Seal this 21th day of March 1650:

Levin Bufkin

Sealed and delivered in the presence of }
W^{m} Mitchell, Obedience Robins }

March 14th 1651. Memorand That Whereas I ffrancis Van-en-den late of S^{t} Inegoes within the Province of Maryland Planter doe Stand ingaged unto William Assiter of New Town Taylor in the full Sume of Two thousand pounds of Tob and Caske as more appeareth by the Specialty bearing date 10 December 1651 And Whereas I the Said ffrancis doe also Stand ingaged unto the af^{d} Willm Assiter in another Specialty bearing date 1° January 1651 in the Sum̃e of three hundred pounds of Tobacco and Cask and further in the Same Specialty I have bound my Self my heirs and assignes to deliver unto the Said William Assiter two Cows with Calf or Calves by their Sides on the 25th of this present Month as appeareth by the Said Specialty, ffor all which debts, Incurred by me I doe acknowledge to have received Satisfaccō̃n of the S^{d} William, Be it known therefore unto all men, that I the above^{d} ffrancis Van-en-den doe firmly by these presents make over unto the Said William Assiter, two Cows two yearling Calves and a heifer in the hands or possession of William Boreman, It two Cows at Mattapanie in Patuxent River with all my other Estate of neate Cattell any ways due to me by bill bond or other Contract, It I doe further make over unto the Said William all my hoggs with my Plantacō̃n which I bought of the Said William in S^{t} Clement's Manor with all the rest of my whole Estate whatsoever unto the Sole use & Property of the Said William p. 287
Assiter his heirs or assignes Always provided that whensoever the Said ffrancis Shall fully and truly pay unto the Said William the above mencō̃ned Ingagem^{ts} That then the Said Wil-

Liber B. liam or his assignes Shall repossess the Said ffrancis of all his then known Estate to his own Sole use and property
The Mark of Matthias Bryan ffrancis Van-en-den

William Assiter aged 38 years or thereabouts at the request of John Nunne Sworn and examined the 21th of January 1651 Saith

That about four or five years agoe Mr Cuthbert ffenwick came to this Deponent's house at New town and demanded of him ffour Score weight of Tobacco which he then owed him whereupon John Nunne being present Said and told Mr ffenwick that he had a hogshead of Tobacco at West St Maries bidding him take it if Soe be he liked it, (the Said Mr ffenwick being then bound for Virginia) and pay himself the ffour score pounds of Tobacco out of it, and be accountable to the Said John Nunn for the Remainder in goods or Otherwise, And further he Saith not

Jurat coram me Wm Bretton Wm Assiter

The Deposition of Christopher Walter aged about 12 or 13 years Sworn and examd the 25th day of Octobr 1651 Saith

That he was present yesterday in the afternoon when Thomas Lisle fell out of a tree in John Halfehead's this Deponts Master's Plantacon at Patuxent River, And that his fall out of the Sd tree to the ground was about twenty foot or upwards as this Deponent thinketh and that after the Said fall he Spake Some words and about half an hour after his Said fall dyed, And further this Depont Saith not:

Jurat die & anno Supradict coram me
Tho Hatton

The Deposition of Thomas Hamper aged about 23 Years Sworn and Examined the 25th day of October 1651 Saith

That yesterday in the afternoon this Deponent being at John Halfeheads, heard Christopher Walter his the Said John Halfhead's boy being in the Plantacon cry out Master, Master whereupon this Deponent came forth to See what the Matter was, and then and there in the Said Plantacon he found Thomas Lisle lyeing under a tree with a hatchett lyeing by him having
p. 288 his breeches much Rent, and this asking him how he did, he answered that he had hurt himself and was very Sore and not able to Stand And John Halfehead then comeing to the place where he Soe lay he Said John Halfehead and this Deponent endeavoured to help him up upon his Leggs, but Soe far as this Deponent could perceive he was not able to Stand and

that about half an hour after the Said boy cryed out as afores[d] Liber B.
he the Said Thomas Lisle dyed having been Speechless about a quarter of an hour before his death, And the Said John Halfhead this Deponent and the Said Boy being present when he Soe dyed, And this Deponen[t] further deposeth that ab[t] half an hour before the Said boy Soe cryed out as aforesaid he this Deponent Saw the Said Thoms Lisle in John Halfehead's house in perfect health, Soe far as this Depon[t] could Judge, and that he this Deponent is Satisfied in his Conscience It could be nothing but his fall out of the tree mencõned in Christopher Walter's Oath above mencõned which was the occasion of his death And further deposeth not

Jurat die & Anno Supradict coram me Tho: Hatton

The Deposition of John Halfehead aged about 45 or 46 years Sworn and examined the 25[th] of October 1651 Saith

That according as is mencõned in the Deposition of Thomas Hamper above written he this Deponent hearing his boy yesterday in the afternoon call out Master, Master, went after Thomas Hamper to See what the Matter was, and found Thomas Lisle laid under a tree in this Deponent plantacõn with a hatchett lyeing by him, and the Said Hamper and the s[d] boy Standing there, his the Said Lisles breeches being much torne And this Deponent asking whether he were able to goe, he Answered he could not or to that effect, Whereupon this Depon[t] & the Said Hamper endeavoured to lift him up, but Soe far as this Deponent perceived he was not able to Stand, and that ab[t] half an hour after, the Said boy cryed out as afores[d] the S[d] Lisle dyed having been Speechless about a quarter of an hour before his death this Depon[t] the Said Hamper and the Boy being present when he dyed, And this Depon[t] is very Confident there could be noe Other occasion of his death but his falling from the Tree he then lay under which but lately before he had undertaken to fell or Lopp and that a p. 289
Ladder Stood reared up to the tree when this Depon[t] found him there as aforesaid

Jurat die & Anno Supradict coram me Tho: Hatton

March 24. Coll[o] ffranciss Yardley his marke for Cattle and p. 290
hoggs viz[t] underkeeled fflower De luced on both Ears w[th] the Tips Rounded.

March 24. Mrs. Eure his Lordps. Sister her marke Cattle and hoggs Viz[t] Underkeel'd on the right Ear and Crop't on the left.

Liber B. Memorandum that by a Mistake two Cow Calfes of the Said M^rs Eures fallen this Spring in Anno 1652 were mismarked viz^t Cropt on the right Ear and underkeeled on the left her Cattle being in the Custody of me

Tho: Hatton Secr.

George Raper his Mark for Cattle and hoggs Viz^t the right Ear forked, and the left Ear over and underkeeled w^th the Tipp Cutt off.

William Boarman his Mark for Cattle and hoggs viz^t the left Ear Crop't and two Slitts in the Cropp and the right Ear whole:

Thomas Tinney deceased his Estate Sold at an outcry amounts to the Sume of Seven thousand eight hundred ffifty and nine pounds of Tobacco. Wittness my hand this 21^th of June 1652 by me Leo. Strong Adm^r to the S^d Estate

p. 293 This present writeing Wittnesseth that We Phillip Land and Hen. ffoxe doe binde ourselves Joyntly and Severally to pay unto the Lord Proprietary Cecilius Lord Baron of Baltemore Twenty thousand pounds of Tobacco in case Walter Bakes of the County of S^t Mary's within this Province of Maryland doe from henceforward break the peace of the Keepers of the liberties of England or of his Said Lordps within this Province Wittness our hands this 12^th day of October 1652

Phillip Land

Recognit coram me William Stone

12 Novemb 1652. John Taylor his Mark for Cattell and hoggs viz^t Crop't on the right Ear and the left Ear underkeeled, with a Nick or Notch on the upper Side thereof

At the Court held at S^t Maries 20^th Nov^r Anno 1650

The Governor—M^r Green—M^r Brookes

Cap^t Price—and M^r Secretary

M^r W^m Eltonhead plt } The Comp^lt chargeing the Defd^t with
George Manners Deft } Some Slanderous expressions the Defd^t this day produced his testimony being as followeth

Martin Kirke produced Sworn and exam^d this day in open Court Saith

That about September last M^r Eltonhead being in discourse with ffrancis Antell, the Said Antell wishing he had not come

down to that Neck for that the loss of his Cattle being gone Liber B.
amongst the wild Cattle was as bad as a plundring to him the
Deponent replyeing he knew not any body that was the better p. 294
for the plundring Mr Eltonhead Answered and Said there was,
And this Deponent asking him who, he Said Mr Moltram and
the now Governor of this Province, And that if they had been
in England they would have been both hanged for Selling
powder & Shott to the Plunderers, All which or the Same in
Effect, he deposeth upon his Oath to be true and further he
Saith not:

Ales the wife of Martin Kirk produced Sworn and examined in open Court Saith

That in or about September last being in Mr Eltonhead's dwelling house at Pinie Neck upon occasion of discourse concerning the Plunder. her this Deponts husband Saying he knew none in Maryland that were better for the Plunder Mr Eltonhead Answered yes, Mr Motram and the Governor, and that they deserved hanging for that the Sold powder and Shott to plunder Maryland and had they been in England they would have been hanged for it, All which or the Same in Effect She deposeth upon her Oath to be true, And further Saith not

Elizabeth the wife of Henry Potter produced Sworn and examined in Open Court Saith

That about three quarters of a year Since, She heard Mr William Eltonheard Say, that had the Governor and Mr Mottram been in England they had deserved hanging long Since for Selling amunicōn to the plunderers or to that Effect and further Saith not

After these Depositions Soe taken as aforesaid the Complt Mr Eltonhead desired time till the next Court to prove a Conspiracy against him by the Depont which was granted him accordingly

The Depositions of William Jones Phillip Harwood & Anthony Kitchin Servants to Robert Brooke Esq Sworn & examined the 19th day of March 1651 Say.

That John Clifford another of the Said Mr Brookes's Servts having as they were informed absented himself about two hours from the Said Mr Brookes house upon or about ffriday the 27th ffebruary last was Sought for by Mr Thomas Brooke, and another in his Company but the Said Clifford came home the Same day after he had been absent about two hours of his own accord, Soe far as these Deponents Understand, The Said Mr Thomas Brooke and the Sd other party comeing home p. 295
after him and not meeting with him at all at that time as the Said

Liber B. Clifford informed the Sd Jones and Harwood, and told them he was a Sleep under the garden pailes, and these Deponts further Depose, that they doe not know of any threatning words or blows given or uttered upon his then return, or at any time to the Said Clifford by the Said Mr Brooke his Master or by any other, only that their Said Master, then openly in the house, and thereupon told the Said Clifford, that he would remitt that fault in hopes he would doe Soe noe more further at that time, Saying to him and the rest of his Servants there present that if he or any of the rest disliked of his Service, if they would make choice of any other whome they had rather Serve, he Should be willing of it or to that effect, ffurther the Said William Jones Saith, that upon Munday Morning next following about one of the Clock before day the Said Clifford who then and usually lodged with him rising up out of bed, asked him this Deponent what time of night it was who answered him it was then too Soon to rise, whereupon he replyed that he must goe to beat corn betimes or it would be night before he had done or to that effect, and Soe putting on his Cloaths went away, this Deponent then verily believing he went about his Sd Imploymts And all the Said Deponts Saith, that from the Said Munday Morning till thursday Morning next the Said Clifford was not heard of nor known by them or any other Soe far as they or any of them know what was become of him, tho' their Said Master's two Eldest Sons, went Several ways to look for him And that upon the Said Thursday Morning an Indian who then and now is imployed by the Sd Master Brookes, brought intelligence as these Deponents were informed by those who understood his Language, that there was a man drowned not far from the house, Whereupon the Said Master Brookes himself went to See what was the Matter, and then called for these Deponts being then at work and the rest, who went thereupon to the place, where the Said Clifford lay drowned in the water upon his Belly with his feet to the
p. 296 Shorewards part of his body above the Water It being then as they conceive above Low water, the Sd Indian as they were informed having drawn him Somewhat nearer the Shoar then he was when he first found him, And the Deponts Jones and Harwood by their Said Master's appointment there drew him a Shoar and turned him upon his back having his Cloaths on, And thereupon their Said Master as he then expressed was not willing to have him further Meddled with till he had Sent to the Governor and his pleasure was known concerning him, but towards night the Same day he the Said Mr Brookes Sent to have the Said Clifford buried whereupon the Said William Jones and Anthony Kitchin together with Davy Bowen another of Mr Brookes's Servants went where the man lay and pulling

off his Cloaths to his Wastcoat Shirt and Stockings after they Liber B.
had tooke Some view of him buried him And the Said Depon^{ts}
Jones and Kitchin further upon their Oaths Say, that they Saw
noe Sign of any bruise or hurt the s^{d} Clifford had at all when
they Soe buried him, And the S^{d} Depon^{ts} all of them Say upon
their Oaths that they doe not know of any Cause, the Said
John Clifford had, by ill usage from his Master or other ways
to Cast away himself as it appears to them he did, but that he
rather had better usage and more favour and respect from the
S^{d} Master Brooke their Master then the rest of his Servants,
then otherwise, And that the reason why he was put to beat at
the Mortar as they conceive was because their S^{d} Master found
he was not Soe able to work at the hoe as the rest, & that he
had beat at the Mortar about a ffortnight before he was
drowned and about three times a week, and only one bushell
of Corne at a time or about that quantity, And these Deponents
further all of them Say, that they verily believe that there was
not any person of the Said M^{r} Brookes's house Stirring out of
their Lodgeing of a long time after the S^{d} Clifford rose upon
the Munday Morning before mencōned, and that they did not
know nor have not heard of any that could tell what was
become of him after till he was found Soe drowned as afores^{d}
All which herein before expressed or the Same in effect they
these Depon^{ts} and every of them in Manner as is herein before
Set forth doe Averr upon their Oaths to be true and further
Say not

Jurat 19° March 1650 coram me—Thomas Hatton

At A Court held the 22th day of April p. 297
1652 for the County of S^{t} Maries

p^{r}sent { M^{r} Robert Brooke Esq
Lieuten^{t} Richard Banks

Thomas Munns pl^{t} } The Complayn^{t} Sueth for Seven hundred
Nicholas Cuszeen Def^{t} } twenty and two pounds of Tobacco upon a
Bill bearing date the 25th ffebruary 1649, The Defd^{t} Answers
that the pl^{t} made an Attorney to receive the Said Tobacco,
which Said Attorney hath given a receipt on the back Side of
the Bill for three hundred and three pounds of Tobacco It is
Ordered that the Defd^{t} forthwith pay unto the pl^{t} the remainder
of the S^{d} bill it being four hundred and nineteeen pounds of
Tobacco and Cask and the bill to be delivered up to be Can-
celled.

Wm Marshall pl^{t} } The Comp^{t} Sueth for a debt the Def^{t} oweth
Wm Edis Defd^{t} } him of eighty pounds of Tobacco, the Def^{t} An-
swers that he appointed the S^{d} pl^{t} payment, by M^{r} Richard

Liber B. Husbands, but the pˡᵗ having made appear to the Court of noe Satisfaccōn by him received, It is Ordered that the Defᵗ pay the Sᵈ Tobacco forthwith with Cost of Suit.

Mr Henry Adams one of the Trustees of Mr Tho Green deced pˡᵗ / Mr Phillip Land—Defᵗ } The Compˡᵗ as ffeoffee in Trust of the Estate of Thomas Green deceased Sueth to be relieved against the Defᵗ for ffive hundred pounds of Tobacco and Cask remaining as he alleadgeth upon a bill of 1470, the date of which with the fuller Scope is mencōned by an Order at a Court held the 20ᵗʰ January 1651, The Defdᵗ proveth by Oath that he hath paid two hundred and thirty pounds out of the Said five hundred, It is Ordered that the Defdᵗ make present Satisfaction of the remainder of the Said five hundred which is two hundred and Seventy elce execucōn.

Francis Van-en-den pˡᵗ / Captᵗ Wm Mitchell Defᵗ } The Complaynᵗ Sueth for a parcell of Pork for which the Defᵗ was to pay him as he proveth by the Oath of Mary the wife of Aurther Glay-hay, one Cow one Yearling Bull one yearling heifer and a Calf of this year's falling & Seven hundred pounds of Tobacco, and
p. 298 Cask, The Defᵗ answers that he had not his Witnesses present, and moved the Court to have the Cause respited till the next Court but in respect of an Order wᶜʰ which past the Court before that the Defᵗ was preremptorily Commanded to bring his Wittness to Answer the Suit this Court, to which request the Court told the Defᵗ that he not performing according to the former Order they would proceed against him Whereupon the Defdᵗ required A Jury. twelve Jurors were Impannelled for that purpose viz. Mʳ Edward Packer Mʳ Paul Simpson Mʳ Walter Beane Mʳ Wᵐ Marshall John Cage Nicholas Cuszeene Henry ffox Mʳ John Wade Mʳ ffrancis Brookes Mʳ Phillip Land Henry Adams Mʳ John Metcalfe who having made Choice of Mʳ Edward Packer their fforeman were Sworn and their Charge given them as followeth viz—That they Should give in a Just and true verdict to the best of their knowledge upon the evidence to be produced them on either party, whereupon the Jurors having Spent Some time upon the tryall returned their Joynt verdict as followeth vizᵗ We find for the pˡᵗ according to agreement, The Defᵗ refusing the pˡᵗˢ Oath any further, And It is Ordered that the Said Cattle & Tobacco according to the Said Agreement be forthwith delivered & paid, In default whereof execucōn to follow this Judgment

execuc. ad Satisfac.

The Deposition of Mary the wife of Arthur Glahay Liber B.
Sworn and examined the 14th of March 1651.

That She was present when ffrancis Van-en-den Sold a parcell of Pork to Capt Mitchell being also called as Wittness to the bargain, and that Capt Mitchell was to give ffrancis for his Pork, one Cow one yearling Bull, one yearling heifer & at Calf of this year's falling and Seven hundred pounds wt of Tobacco, which Capt Mitchell agreed unto, neither did they agree upon any weight certain or quantity but it was Sold at a lump, neither did either of them Shew any unwillingness in the bargain, whereupon Capt Mitchell took possession of the meat his men carrying it away, Only that ffrancis was to take Oath that to his knowledge none of the Pork was diminished neither was any to be diminished and further She Saith not

The Mark of
Mary Glayhay

Jurat coram me Wm Bretton.

Mrs Susan Warren plt
Capt Wm Mitchell Deft

The Complaynt Petitions the Court agt p. 299
the Deft & humbly Intreateth to be Set at Liberty from the Defdt alleadging the Defdt had the Money from her which Should have paid her passage from England into these parts, Depositions were on both Sides heard, and being Contradictory one to the other, which would have required long time in Examinacōn to the great hindrance of many other businesses of the Countrey It is Ordered that the Suit be respited to a fuller hearing the next Court:

An Administration is this day granted unto Henry Cox of the rights debts goods and Chattells within this County of St Maries upon the Estate of Robert Ward deceased, he having married the late wife and relict of the Said Ward, the Said wife being deceased, and never before now any Letter of Administracōn Granted, She the Said wife having left 3 Small Children of the Said Wards in the hands of the Sd Henry Cox to be maintained It is Ordered that the Administrator take possession of the Said Estate and to deliver in a true Invoice upon Oath, into the Secretary's Office, and to Improve the Estate as much as in him lyeth for the good and behalf of the Said Ward's Children.

Mr Robert Clark by Mr Jno Metcalf his Attorney plt
Thomas Hamper Deft

The Complaynt Sueth by his Attorney to be relieved upon a Bill of ffive hundred pounds Tobacco and Caske made to Capt Wm Stone with an assignmt on the back Side the said Bill from Capt Stone unto the Complt bearing date the 15th

Liber B. August 1649, payable in S[t] Michael's hundred the tenth day of November following, The Defd[t] Confesseth the Debt, It is Ordered that the Said Defd[t] make present Satisfaccon, and that the Bill to be delivered up to be Cancelled.

Mr John Metcalf plt
Scippar Jacob Dirrickson by Jno Hatch his Attorney Deft

The p[lt] having formerly obtained an Attachm[t] out of the Secretaries Office for the Securing a debt of Ten pounds Sterling upon a bill dated the 25[th] of March 1651 payable at Christmass next following, which Said Money was to be Laid out in Holland according to the Pl[t] directions for Comodities, and the Said Commodities to be delivered in S[t] Georges River to the P[lt], the P[lt] running the danger of the Seas The Defd[t]
p. 300 failing in the performance of his Said ingagement the Complayn[t] moveth the Court to proceed to Judgm[t] But the Def[t] by his Attorney Answers that he had noe Summons to appear in the p[r]misses this Court and refuseth to Answer till he the Defd[t] by his Attorney Shall have Lawfull Summons.

An Administracon is this day granted unto W[m] Scote of the goods Chattells and debts of W[m] Bloff late of this Coty of S[t] Maries in the right of Sarah his wife the late wid[o] and relict of W[m] Broff deceased and to exhibit a Just and a true Inventary into the Secretary's Office according to the appraisem[t] of two honest men within thirty days, and then to give in Security for the keeping of an accompt in the usual forme and to be Answerable for the Said Estate

At a Court held the 23[d] of Aprill
present as the day before

The Deposition of M[r] Thomas Daynes aged 32 years or thereabouts Sworn in Open Court the 23[d] Aprill 1652 Saith

That he hath paid Doctor Waldron the S[d] Nineteene hund[d] pounds of Tobacco and Caske, which Said Sume I this Dep[t] and M[r] W[m] Daynes my brother had formerly given Order unto M[r] Henry Coursey our Attorney to pay, Since which time I this Depon[t] have paid the Said Tobacco to the Said Waldron in the hands of Esq Ludlo, and further this Depon[t] Saith not:

The Deposition of M[r] ffrancis Brooke aged 38 years or thereabouts Sworn in Open Court Saith

That Thomas Medwell desired him he being goeing along with M[r] Land to New town to Speak to M[r] John Wade Chirurgeon to take that title of a Servant from him the Said Medwell, which this Depon[t] Meeting with the S[d] M[r] Wade at at the house of Lieu[t] Evans's, did the S[d] Medwells message,

the Said Wade replyed, that with Satisfaccõn he would willingly release him from that name of a Servt This Depont further Saith that being at his own house about the 26th of January 1650 the Said Wade and Medwell being in Company together heard them in discourse concerning the premisses the Said Medwell Saying to Doctor Wade, Jack Wade I pray thee let me not have the name of Servitude put upon me and I will give you one hhd of Tobacco if that will not Satisfie you Shall have two if two will not you Shall have three, and further this Depont Saith not. Liber B. p. 301

Mr John Wade plt . . . . . } John Nichols as Admr of Thomas Medwell deced deft }

The Complaynt Sueth for Satisfaccõn for the Charges he was at in paying for the Decedt Thomas Medwell his passage out of England into this Province of Maryland about 3 years Since together with 1080l pounds of Tobacco and Cask upon account out of which he gives him Creditt for one hundred and fifty and two pounds of the like Tobacco received the Court Conceives in equity they can allow him noe less then 700 pounds of Tobacco and Caske for the Said Decedents transport out of England into this Province, and having proved his account by his Oath, It is Ordered that the Complt have paid him the remainder of the Said 1080 which is 928l Tob and Cask forthwith And the Said Seven hundred to be paid according to the Custome and liberty Soe provided for Dead men's Estate.

Thomas Medwell's Acco Debtor proved by Mr Wades Oath the 23th day of Aprill 1652

	l Tob
It for a Vomitive potion for himself	20
It for breathing a vein for himself	10
It in another Sickness at the fort for Phisick and the botome with Dea phoreti and Shudoretick Cordi and Corobrotines for his Stomach and my pains	300
Itt received of John Nevell for me	130
Itt reced of Edward Packer in Tobacco for me	20
Itt in his last Sickness more for 5 Cordialls Dormytine	200
Itt for other Astringent means	150
Itt for visiting two times	250
	1080

Thomas Medwells Creditor p. 302

Itt pd Wm Edwn for me	80
Itt for 6 ffish hookes	24
Itt paid to Capt Stone for me for Sugar	48
	152

Liber B. Mr Phillip Land informeth the Court that at an Assembly formerly in this Province the Burgesses were allowed p the Countrey p head a day 50 pounds of Tobacco which Said Tobacco was allowed them to defray their expence in the time of the Assembly And the Tobacco concerning the premisses being in the hands of Mr Nicholas Gwyther the high Sherriff the Said Land Requesteth the Court that he may have an Order granted him to have what Tobacco he can Justly make appear to be due from the Said Burgesses in the time of the Sitting of the Assembly out of Mr Gwyther's hands The Court being further informed by the Said High Sherriff of the premisses, And the Said Sherriff Confesseth he hath part of the Said goods in his hands, The Court Orders that the Said Land Shall have payment out of the goods which remaineth in the Said Sherriff's possession.

Mr Thomas Hatton as being Attorney General . . . } plt
to the Lord Baltemore }
Mrs Mary Brent Deft

The Deft Peticons the Court to come to a tryall in a Suit depending betwixt the Lord Baltemore and her, the Suit being referred by the Last Court till this Sitting, the Attorney Generall in the behalf of the Said Lord and Informing that Capt William Clayborne a man now in power here Claymed Some Interest in the Wild Cattle upon Kent and that the business did concern the whole Commonwealth and Soe proper for an Assembly therefore for his better discharge, requested the Court that the Cause might be respited till the assembly, the Court Judgeing his request reasonable Orders that the business have respit till the Sitting of the Assembly.

Wm Smith plt }
Capt Wm Mitchell Deft }

Upon the reading of Several Orders formerly made in this Cause and of the Defdts Letter to the plt mencōned in the pltts Peticōn the Plt
p. 303 amongst other things desireing to be relieved against the Defdt for 16 Months charge of Dyet and his passage into England according to his ingagement by the Said Letter now produced under his own hand and Seal the Deft acknowledgeth the Letter and promise but pleads an after agreement that Smith engaged himself to be his Servant before his comeing out of England for this he moves the Court to examine Mr Hatton as his Wittnes Mr Hatton being from home the business was respited till the next morning, and the plt and Defdt both warned to appear in the Morning they both appear, and plead in the business before Mr Hatton's comeing in, Mr Hatton is called for declares in open Court nothing to the sd Capt Mitchell's advantage, And Mitchell Seeing himself like to be Cast pleads that he doth not appear, now for as much as this

Wm Smith is an Old aged man of 61 years, Seduced from his Liber B.
Countrey wife and Children by the fair and false promises of
this Mitchell delayed and put off from Court to Court by the
Attorney of this Capt Mitchell and himself and ready to goe
for England before any Court or relief can be had, for want of
which relief he must in all likelyhood perish, this Court being
a Court of Equity as well as Law doth Conceive this appear-
ance of Capt Mitchell to be good, he voluntarily comeing of
himself and pleading day after day in the Case desireing his
Wittness to be Sent for one day and heard the next, And
therefore proceeds to Sentence as followeth, That the plt ac-
cording to the promise and ingagement of the Deft be Satis-
fied for his charge of dyett for 16 months which after the rate
of one hundred pounds of Tobacco p Month amounts to 1600
weight of Tobacco as likewise for his Voyage into England
and return into Bedford shire 1000l weight of Tobacco and
Cask together with the Cost and Charges of Suit for the which
Said Several Sumes he is hereby granted Judgment and after
Judgment Execucon and as touching the plts demand of Goods
and other things now Complayned, for the Court thinks fit not p. 304
to meddle any further therein for the present but doth respit
the further hearing thereof till the next Court for which pur-
pose the Deft is hereby ordered then to appear peremptorily.

Execucon ad satisfaciend.

Know all men by these presents, that I, Geo: Mee doe firmly
by these presents acquitt and discharge John Allen from all
further Service which Should have been due by vertue of one
Indenture by him Signed unto Mr Walter Cooper of the Island
of Barbadoes or his assignes as also by one Other Indenture
Signed unto Mr Edmond Hunt of the Same Island Wittness
my hand this Nine and twentieth day of Aprill Anno Dni
1652. the Mark of
George G M Mee

Signed and delivered in the
prsence of
the Mark I of
Thomas Sturman
Jn° Sturman

Know all men by these prsence that I Walter Beane in the
Province of Maryland Planter Doe by these presence bind
my Self my heirs Extors or Admrs in the penalty of thirteen
thousand four hundred and eight pounds of Tobacco to See
the Estate of William Broof deceased forth comeing and to p. 305
keep a Just and true account of the Said Estate appraised by
John Wade Chirurgeon and John Taylor at 6704l of Tobacco

Liber B. the Inventory of the Estate and appraism^{t} hereafter menc$\bar{o}$ned as Witness my hand this 20th May 1652 the Mark of Λ Walter Beane

Teste Henry Coursey Clr

At a Court held the 22th June 1652 for the County of S^{t} Maries

M^{r} Robert Brooke
p^{r}sent Lieu^{t} Richard Banks

Mr Phillip Land pl^{t}
Jn^{o} Nicholls Adm^{r} to Thomas Medwell deced Def^{t}

The Complayn^{t} declares upon an action of debt due to him upon account from the Deceased Thomas Medwell and Craveth Judgment against the Defd^{t} for his S^{d} Debt the Def^{t} puts him to the proofe of it by his Oath the pl^{t} Sweareth that the debt of 450^{l} Tobacco Is a Just and true Reconing As it was agreed on by the Said pl^{t} and the deceased Def^{t} The Court Orders that the Def^{t} make Satisfacc$\bar{o}$n of the Said debt.

Mr Jn^{o} Metcalf pl^{t}
Jn^{o} Hatch Attorney to Skippar Jacob Derickson Def^{t}

The Complayn^{t} humbly craveth Judgm^{t} of the Court upon a bill of Scippar Jacob Derrickson of Ten pounds Sterling bearing date the 25th March the Said bill not being paid according to ingagement the Def^{t} Answers that the Ship came into Accamack and brought the Goods according to ingagement but before he could dispatch his business, there the States of England's Ships came in and made price of the Said Ships and Goods the Def^{t} doth Suppose it to be a Casualty of the Sea p which the Said ingagement is made voyd, the Court upon the moc$\bar{o}$n of the pl^{t} think fit to referr the business to a Jury, twelve Jurors were Impaneled and their charge given them as foll: viz^{t} That they are to bring in a Just and a true Verdict According to the evidences which Shall be produced on either party whether the Said Shipp
p. 306 being taken as She was in harbour be a Casualty of the Sea or noe The Jury goeing out & having Spent Some time in the business they bring in their joynt Verdict and find for the pl^{t} the Ship being in harbour, was past the danger of the Sea, the Court having taken the business in Consideracōn doth allow the pl^{t} 1600 Tobacco and Cask for the non performance of the afores^{d} bill of 10^{l} Ster with Cost of Suit and the Bill to be delivered up to be Cancelled.

John Hatch pl^{t}
Jn^{o} Danbe Def^{t}

The Complayn^{t} declares upon a Bill of 457 of Tob^{o} and Caske and 130 of Tobacco for one barrell of Corne both which Sum$\bar{m}$es amounts to five hundred

eighty & Seven pounds, and further the Compl^t doth request the Court to Consider his damages, the Defd^t acknowledgeth his this debt the Court Orders the Def^t forthwith to make Satisfaccōn with 8 p Cent for his damage, the damage amounts to 92^l of Tobacco Soe that the Sume is in all 679^l And further It is Ordered that the p^lt Shall have 50^l of Tobacco towards his Charges and loss of time in attending the Court Liber B.

Walter Beane p^lt
John Danbe Def^t

The Complaynt Sueth upon a bill for 1730^l of Tobacco and 105^l for which he Craveth relief from the Court with Cost of Suit, the Def^t declareth that he hath paid most part of the Bill only he hath left his accompt at home and Craveth reference till the next Court, It is Ordered that the Defd^t bring in his accompt p the next Court preremptorily

Walter Beane p^lt
John Ballance Def^t

The Complaynt desireth to be relieved ag the Def^t in an Action of Defamacōn to his great prejudice taking the Said p^lt with altering the Mark of a parcell of Piggs the Defd^t answers that to his remembrance he never Spoke any Such thing but evidence being proved on the p^lts behalf the Court Orders with the Consent of the p^lt that the Def^t ask forgiveness of the p^lt in open Court and the Defamacōn to be forgiven It is further Ordered that the Def^t pay Cost of Suit.

George Ackerek P^lt
John Vallane Def^t

Upon the Peticōn of the P^lt for to be relieved ag^t the Def^t for driveing away a Bull, the Def^t declareth in Answer and puts the p^lt to prove his Complaint the p^lt having noe Wittness desires the business may be respited till the next Court, The Courts Order is that they both appear at the next Court preremptorily p. 307

June the 22^th 1652
The Deposition of John Slingsby aged 35 years or thereabouts being Sworn and examined in Open Court Saith

That in Christmass Holy days I this Depon^t went to the house of John Vallane, Says John Vallane to me I and my boy mark't 6 Shoats in Summer time and turned them down the Neck and Moreover I went down one day and found them in their bed haveing my mark & the Next day I went down & found th^m in the Same Bed but Mark't with Walter Beanes Mark, and their Ears all bloody, and the Said Vallance further Saith, that he Saw three piggs in Walter Beanes house which Suck't upon his Sow, and further this Depon^t Saith not.

Liber B. Mr William & Thomas Daynes p Mr Hen: Coursey their Attorney plts John Danbe Defdt } The plt declareth upon a bill due the 25th November and Craveth Judgmt of the Court for 617l of Tobacco and Caske the Defdt Answers that the plts by their Attorney have reced in part of the bill 108l of Tobacco, and William Johnson's bill of 251l of Tobo Soe that there remains due upon the Bill 258l of Tobo for which the Court Orders present Satisfaccōn els Execucōn

John Slingsbie plt } The plt Declareth that the Deft oweth him
John Danbe Deft } 500l Tob and Cask, for a parcell of hoggs he the plt Sold to the Defdt and craveth relief of the Court agt the Deft the Defdt not denyeing the Debt It is Ordered that the Deft make present Satisfaccōn and further to allow the plt for loss of his time 50l of Tobacco with the aforesaid Sume or execucon execuc ad Satisfaciend

Edward Hall moveth the Court to be relieved in a Case as he thinketh he hath been wronged in, that he being Admr to George Manners and having given in Security formerly to this Court to be responsible for the Estate there being a Judgment
p. 308 of Court which passed in the life time of the Sd Manners and now lately upon that Order there hath been execucōn granted & the Sherriff having done his Office in the Said business, the Court considering of the Injury done the Said Administrator, It is Ordered that the Said goods Soe executed be returned forthwith

Know all men by these presence that I John Mansfield doe make over to John Hatch all my right and title of Wm Bradley and Benjamine Hamon and two Cows one Yearling Bull and weanling Calves which I the Said Jno Mansfield doe make over to the abovesd John Hatch as Security for payment of two thousand Six hundred pounds of Tobacco and Cask Wittness my hand :

the mark of I M Jno Mansfield

ffrancis the wife of Walter Peakes hath given to her god Child by name John Nevitt one Cow Calfe being Crop't on the lef ear and Slitt in the Crop, and underkeeled and overkeeled on the right ear with a Slitt, this Calf is given with all the female increase to the Said God child and if the Said God child Shall live to be 16 years of age then to have the whole produce both of Male and female, and if the Said child die before it come to the Said Age of 16 years that that then the Said Calfe with the whole increase to be at the Sole disposeing of the Mother of the Sd Child.

Walter Beane plt . . . . .
Sert Richd Banks Admr of
Joseph Cadle deced Deft

The Compl^t requesteth the Court to relieve him against the Defd^t in a bill 2074 of Tobacco & 92^l Tobacco upon accompt with the Cost of Suit the Defd^t acknowledgeth the bill and accompt It is Ord^d the p^lt payment upon the Said bill and accompt and the bill to be delivered up to be Cancelled. Liber B.

Robert Brooke Esq plt
Mr Walter Peakes Admr to
Steven Samson deceased Defdt

The Compl^t Sueth for a debt p bill bearing date the 17^th August 1650 for one Cow with Calfe of about five years Old and one heifer with Calf of about 3 years old and one thousand pounds of Tobacco and Cask, the p^lt doth p. 309 acknowledge he hath received all the Said debt, except Six hundred pounds of Tobacco and Cask, the Defd^t as Adm^r doth acknowledge the 600^l of Tobacco and Cask, as yet unpaid of the Said bill, It is Ordered that the Def^t as Adm^r make present Satisfaccon with Cost of Suit and the bill to be delivered up to be Cancelled.

Mr Walter Beane as Attorney to
Wm Scote Admr to Wm Brough
deced . . . . . plt
Humphrey Alwixe Deft

The Compl^t Sueth to be relieved ag^t the Def^t in a bill bearing date the 21^th March 1649 Containing 1444 pounds of Tobacco and Cask, the Def^t declareth in answer, and proveth payment in part of the Said bill the Sume of 890^l of Tobacco and Cask and acknowledgeth the remainder to be due which is 544^l, It is Ordered that the Def^t forthwith pay the remainder with Cost of Suit.

Mr ffrancis Brookes plt
Mr John Danbey Deft

The Compl^t Sueth to be relieved ag^t the Defd^t the Def^t having unlawfully detained a parcell of Cattle for Some years, which the Compl^t doth profer to make appear to the Court the Def^t in Answer Saith he was bound to Esq Littleton of Accamack for a debt due to the S^d Esq Littleton from the Compl^t and for his the Def^ts Security hath bound over or mortgaged the Said Cattle in question with a parcell of bills for which Consideracon of Security he the Def^t pleads he hath Satisfied the Said debt due to Esq Littleton, the Compl^t pleads noe Satisfaction to the S^d Littleton from the Defd^t but w^t he the Compl^t p Cap^t W^m Stone Esq and p himself hath Satisfied and paid, papers were produced on both Parties And the Court finding one Soe much Contradictory to the other, that they Order the Said P^lt and Defd^t to produce p the next Court under the hand of the Said Esq Littleton with Sufficient proof of what hath been paid of the Said debt, and by whome it was paid, and at the next Court to bring in their proof and preremptorily to appear.

Liber B. p. 310 Phillip Land plt / Edward Claxton Deft } The Compl^t Sueth for relief ag^t the Def^t in a debt p bill bearing date the 6^th day of June 1649 the Said debt being 350^lo of Tobacco, the Defd^t not appearing and the Sherriff Confesseth he the Def^t had a Lawfull arrest, It is Ordered the Sherriff make Satisfaction to the pl^t of the Said Debt of 350^l of Tobacco, and the S^d Sherriff to have the Same power against him the Defd^ts Security as the Compl^t hath against him by vertue of this Order, and M^r Land's bill from the Def^t to be delivered up to be Cancelled.

Received upon a bill of John Mansfeelds and John Norman's the Sume of two thousands ^l of Tobacco and Cask I Say reced the aboves^d Sume p me Rob^t Brooke
June the 22^th 1652:

Lieu^t William Lewis Compl. to the Court ag^t Paul Simson for that the Said Simson having out execucon ag^t the Estate of the Compl^t for a debt of 7800^l of Tobo or thereabouts, he the Said Lewis having Satisfied 7189^l of Tob in part of the Said debt, and that the Said Simson doth owe the Compl^t 2000^l of Tob or thereabouts as the s^d Compl^t maketh appear in the Court, It is Ordered that the Sherriff make Stoppage of the Said Execucon till next Court at which time they are both to appear.

March the 18^th 1650.

Received of Humphrey Alwick eight hundred and ninety pounds of Tobacco in part of payment of a bill I Say Received 890^l p me

p me W^m Brough

Thomas Cole aged 34 years or thereabouts Sworn & examined in open Court the 23 June 1652 Saith

That there was a bond made and Signed from M^rs Susanna Warren to Cap^t William Mitchill in their voyage comeing to Virginia, in which bond She the Said M^rs Warren did acknowledge to be indebted to the Said Cap^t Mitchill one hundred pounds Star, and She the Said M^rs Warren did ingage herself
p. 311 to pay that hundred pounds in Maryland or to remain the Said Mitchell's Servant, till Such time as the S^d money Shall be paid, further this Depon^t Saith, that the S^d M^rs Warren being in Portsmouth, did desire this Depon^t to lend her money to discharge the house where She lay, that She might goe aboard the Ship, this request of her's being before Cap^t Mitchill came down to Portsmouth, this Depon^t answered her, he had business w^th his money about Cap^t Mitchell's affairs, and could not Spare it, within 2 days after Cap^t Mitchill came down and further this Depon^t Saith not.

The Deposition of Mary the wife of Dan[ll] Clocker being Liber B.
Sworn and exam[d] the 23 June 1652 in open Court Saith

That in August 1651, the day this Depon[t] doth not well remember that M[rs] Susanna Warren was delivered of a Child which came into the world dead, and was dead in the Mother's womb, the Said Child not having any imperfection, Likewise with hair upon it head and nails upon it fingers and toes, this Deponent doth further Say that Doctor Waldron being in the house where the Said Warren was brought to bed, M[rs] ffenwick called the Said Waldron in to know his advice in the business, whome replyed that the Mother had gone out her full time, and that the Child had been dead as he did Suppose three weeks in it's Mother's womb, further this Deponent Saith that about a fortnight before her delivery She the Said M[rs] Warrines came to the house of this Deponent and Said, that her Child was dead within her, and that She did believe It was by the means of a ffright taken by M[r] ffenwick's Negroes ffurther this Deponent Saith that the Said Child was free from any boyles or botches, or any disease, Saving only that a little of the Skinn was broken to the bredth of betwixt two or 3 fingers, and about 4 inches long comeing from under the Arm upon the Stomach which this Depon[t] doth Suppose It being Soe long in her Womb & further Saith not

The Deposition of John Mansfeld aged 36 years or there- p. 312
abouts being Sworn and examined the 23 June 1652 in Open Court Saith:

That this Deponent Sold a parcell of Land containing 200 acres to Joseph Cadle and Robert Tutty then being Mates and lived together at the house of M[r] Thompson's, This Dep[t] further Saith that he took Joseph Cadle paymaster for the Said Land the troubles of Countrey comeing into this Province the Said Cadle was forced out of the Countrey and after the business or troubles of the Countrey were over the S[d] Cadle not returning the Said Robert Tutty came to demand the Joynt bargain made to him and his Mate Cadle, and he this Deponent not thinking the Said Cadle would have returned into this Countrey againe in respect the rumour run that he was at Dutch plantac$\bar{o}$n, the S[d] Tutty demanding the bargain, and the Patent for the Said Land w[th] an assignm[t] of it to himselfe, the Said Tutty goeing along with this Deponent to the house of W[m] Broughs, he this Deponent desireing the Said Brough to make an assignment of the Patent of the Said Land to the S[d] Rob[t] Tutty the Said Land being formerly bought of the S[d] Brough p. This Depon[t] Josiah Cadle returning into the Countrey again but a little before the Said Cadle comeing I this Dep[o] was Sued p the Said Brough for payment of the S[d] Land

Liber B. the former arrest being putt off I this Depon[t] was arrested again at the Same Suit for the Said Lands, made the S[d] Cadle my Attorney to Answer the Said Brough, he the S[d] Cadle came to a Composition with the Said Brough, Satisfieing the S[d] Brough in my behalf and also me for the Said Land and further Saith not: Jurat coram me Robert Brooke

p. 313 We whose names are hereunder written, doe Testifie that M[r] Edmund Wormell by Order of the right Worshipfull Cap[t] William Stone Esq and Governor of this Province of Maryland, and in his behalf hath tendred and made full payment to M[rs] Margaret Brent the Sume of ffour thousand five hundred pounds of Tobacco and Cask, Two thousand eight hundred pounds of Tobacco and Cask being paid by account Shewed us under the Governor's own hand by Ord[r] of M[rs] Margaret Brent being in part of Satisfaction of his house and Land that he now liveth upon and the Coppy of the Said accompt left in our hands, the Other Seventeen hundred being now paid and tendred by Edmond Wormell in good and Sound Merchantable Tobacco and Cask for the use of M[rs] Margarett Brent, according to the Order of Court now Shewed us, and further that the Said M[r] Wormell hath to our best Judgments fully Satisfied the aforesaid Order Given under our hands this 23[d] day of January 1651.

This Tobacco was tendred at Popler hill five hhds cont[a] 1479 the Other at the house of W[m] cont[a] 379 which is in all the Sume of 1858[l] Tobo & Cask.

John Lawson
Rich: Bankes
Signed Jn[o] I T Taylor
Rich: Watson

Know all men by these presents that I Rich[d] Trewe Shipwright doe for me and my heirs assigne pass and bind over, all Such debts whether of Specialty or accompt as are due oweing or any way belonging unto me the Said Trew within the County of Annarundel as also one Sloop called the Anne with all the tackleing belonging to her unto Edward Lloyd and to his heirs and assignes, To Save and Keep harmless from time to time the Said LLoyd from and touching a bond wherein the Said LLoyd is bound with me the Said True in the Sume of 2700[l] Tob and Cask To be paid unto Nicholas Gwyther and William Boreman bearing date the 30[th] day of June 1652 I Wittness whereof I have hereunto Set my hand the day and Year above Written

Signed and delivered in the presence of Sign Rich Trewe
Rob[t] Vaughan. William ffuller

The Deposition of Susan Warren Widow ag 21th Liber B.
Sworn and examined the 18th day of June Saith p. 314

That when She hath been Sick calling on God to help her Capt Mitchell hath replyed what was that which I called God, Did I know him, had I ever any Conference with him, I Said not of his person, but by his works, I was Confident that I Should have help from what I called on, Soe he hath left me a while and come again and Said how now hath your God helped you Ah thou may'st well be called a woman that will believe any thing that is told you, Such a thing as God believe it not thou art meerly led away with what your Parents hath told You, that if you doe amiss O, it is a Sin, O thou art a fool I will for a half penny Answer for all your Sins past or to come or that purpose this Deponent averreth upon her Oath further Saith not.

Iur Cor Robert Brook

The Deposition of Phillip Land aged 45 Years Sworn and examined June 21th 1652.

Saith. That being at Supper about the 28th of May last past he heard Mrs Joane Mitchell wife to Capt William Mitchell Say that She thought there was noe heaven but a good Conscience and noe hell but a badd Conscience or to that purpose and further he Saith not.

Jurat Coram Robt Brooke

Thomas Cole aged 32 years or thereabouts being Sworn and examined the 22th day of June 1652 Saith

That before this Said Deponents comeing out of England, he was at Mr Edmond Plowden's Chamber he asked me whome I lived withall, I replyed Capt Mitchell, he perswadeing me not to goe with him into Virginia, and ask't me of what religion he was and whether I ever See him goe to Church or noe, I made Answer I never Saw him goe to the Church, he replyed that Capt Mitchell being amongst a Company of Gentlemen told them that he wondred the world had been Soe many hundred p. 315
Years deluded with a Man and a Pigeon which Mr Plowden told me the Said Mitchell attributed to our Saviour Christ and the holy Ghost, and further this Dept Saith not

Jurat coram Robt Brooke

The Confession of Joane Toast the pretended wife of Capt Wm Mitchell made 29th of June 1652 taken by the Grand Jury Saith

That Since her Joyning together with Capt Mitchell before Mr Wilkinson in way of Marriage they have been as man and wife in reference to the Marriage bed.

Sign Joane I Toast

Liber B. William Wilkinson aged fifty years or thereabouts Sworn may the first 1652 Saith

That in or about the 10th April last past Capt Mitchell came to this Deponts house earnestly inviteing him to goe home with him to his house, when this Deponent came there, Capt Mitchell commanded his Servant John Baily to Stay in his Chamber, where Capt Mitchell a young woman with this Depont were present requesting this Depont and John Baily to bear Witness that he took that woman to his wife and that they were formerly contracted together further the Said Capt Mitchell expressed that if there Should be any Antipathie in nature betwixt them they would part or live a Sunder but he would allow her means, And the Said Mitchell further Said, I did hope in God it would never be Soe, To this this Deponent replyed, out of the Apostles words depart not without consent, and that for a Season while you give your Selves to prayer and fasting and further Saith not.

Jurat coram Rich Banks

The Deposition of John Baily aged 33 years or thereabouts being Sworn the 18th June 1652 Saith

That about the 10th of Aprill last past Capt Mitchell Mar then to this Depont called him into his Chamber there being then present Mr Wilkinson the Said Mitchell brought a Comparison
p. 316 from Adam, that was, that God created man and he being alone, God thought fit to give him a Meet helper or to that effect, after which words the Sd Capt Mitchell told the Sd Mr Wilkinson that he took that Young woman to his wife, but in Case there Should be an Antipathy in nature hereafter that then he would put her away allowing her a Competency to Maintain her, And further this Depont declareth that the Said Capt Mitchell Said if there were any Antipathy in nature which he hoped in God there would not be, that then the Said Young woman was noe Meet help for man and further this Depont Saith not.

Jurat coram Robt Brooke

William Smith Gent aged about 60 years upon Sumons for his Lordps Attorney for that purpose being Sworn and examined

March 29th 1651 deposeth as followeth

That about a Month or three weeks before the Depts comeing to Sea for these parts being about a twelve Month Since or Somewhat more as he taketh it, he being then in Company with Capt William Mitchell now one of his Lorps Councell of this Province of Maryland at his then lodging in the Strand near the Savoy, the Said Capt Mitchell desired him this Depo-

nent to call his this Deponents daughter whome he the Said Capt Mitchell as he then expressed Intended then Shortly to take to Sea with him for these parts by the name of Mrs Elizabeth Williams or Betty Williams, and the reason that the Said Capt Mitchell then gave to this Deponent for Such his desire was for that he had a Sister or friend of that name whome he deerly loved, and therefore desired that this Deponts daughter Should be Soe called or to that effect, his this Deponts Said Daughter then and yet right name being Susan Warren having been then formerly married to one Humphrey Warren and further deposeth not. Liber B.

Wm Smith

Jurat 19 Januarij 1651 coram me Wm Stone

William Hamstead planter aged about 23 years upon Sumons from his Lordps Attorney for that purpose Sworn and examined deposeth as followeth p. 317

That about Six weeks or two Months before the Depts Comeing to Sea for these parts he being then Servant to Captn William Mitchell in the Strand near London, a Certain Gent there present telling the Said Capt Mitchell in this Deponts hearing of Some other man that had a Servant that would Swear to anything that his Master would have him though it were a lye, the Said Capt Mitchell this Deponts then Mar thereupon asked this Depont whether he this Deponent would doe the like, whereunto this Depont answered noe whereupon the Said Capt Mitchell replyed what a pox Should I doe with thee then, thou art no Servant for my turn, all which or the Same in effect, this Depont upon his Oath avereth to be true and further deposeth not

Will Hamsted

Jurat 19° die Januarij 1651 coram me Wm Stone

The Deposition of Susan Warren widow Sworn and examd the 22to June Saith

That Capt Mitchell would have married the Sd Susan Warren when She was in England, notwithstanding his wife was liveing but She would not, Soe he comeing to Deale there I saw him buy of the Doctor Some quantity of Opium which he told me he would give his Little Devil as much of it as would give her a long Sleep he would warrant her, at which Saying I gave Mrs Mitchell a great Caution of takeing any Phisick of her husband's prescribeing for he did not wish her much good, and Soe She gave me hearty thanks and Said She would not, and Capt Mitchell prayed the Doctor to prepare a Small quantity for mySelf to make me Sleep, because lyeing on Ship

Liber B. board had much distempered my head and broke my Sleep, Soe when I was takeing the Same She fell on her knees desireing me not to take it reflecting on what I had told her made
p. 318 her the more fearfull, but he had told me that it would not hurt me, Soe I believed him for Said he It is but to induce my wife to be willing, Soe I told her what he Said, Soe She told me that She knew him to be a knave to her for he had Said to her face that he never loved her, this I averr on my Oath to be the very truth and further Saith not

Jurat coram me Robt Brooke

The Deposition of Susan Warren widdow aged 21 Sworn & examined 24th Aprill Saith

That when Capt Mitchell he perceived She bred Child by him he prepared a potion of Phisick over night unknown that it was for herself in the Morning calls Martha Webb & bids her poach an Egg and bring it to him presently which She did Soe, he put this Phisick into that Egg and came to her as She was in bed, and bid her take this, and She requesting to know for what, he Said if She would not take it he would thrust it down her throat, Soe She being in bed could not withstand it, Soe Shutting all out of the room but himself for all that day but only Martha Webb knew and none of the house else, but they all told her afterwards, that they knew it was her that tooke the Phisick, for all Capt Mitchell Soe dissembled tht when any body came to knock, he would take a towell and put it about his neck and Soe lie down as if it had been himself that had taken Phisick, Soe Some two or three days after he told her that if She was with Child, he would warrant that he had frighted it away, Soe when She heard him Say Soe She answered him again if She had thought that She would not have took it for a world, for it was a great Sin to get it, but a greater to make it away and further Saith not at present

Susanna Warren

Jurat coram Robert Brooke.

The Deposition of Susan Warren Wido aged 21 Sworn and examd 24th Aprill— Saith

That when Capt Mitchell came to the Crosse Since his last
p. 319 arrival Said to the Said Susan Warren that he heard She had had a Child. I She Said Soe She had and that it was by him and She Said by none else, and he further Said that he heard She had Suffered much disgrace for his Sake, I now if She pleased he would make her amends if Marriage of her would whereto She made Answer She would for She was fittest for him, for being it was through him that her great Misfortune

and disgrace was occasioned; She hearing that his wife was Liber B.
dead, and he being a Single man, She did think that he would not twitt her with what She had done as another Might because he did it, and further this Deponent Saith not at present

Susanna Warren

Jurat coram

Robert Brooke

Mary the wife of Daniel Clocker being exam^{d} & Sworn by vertue of her former Oath taken in open Court testifieth as followeth

That She was the Midwife to Susan Warren and in the time of her delivery charged the Said Susan Warren to Speak the truth and to give Such an Answer as She would give an accompt of to God and man, and whether those things that She had Spoken of Concerning Cap^{t} Mitchell that he was ffather of the Child, and had given her Phisick to destroy it were true or noe, and She answered that they were all true

This Testimony was given to me Robert Brooke in the presence of M^{r}s ffox June 28th 1652.

The Deposition of Anne the wife of W^{m} Hempsted being Sworn and exam^{d} June 27th 1652 Saith

That at Deale when this Depon^{t} was comeing towards Virginia being at the Sign of the States Arms in the aforesaid Town of Deale I this Depon^{t} heard the wife of Cap^{t} Mitchell pray W^{m} Hampsted that he would buy noe opium, and further this Deponent Saith that She heard the afores^{d} M^{r}s Mitchell Say that She would not take any Opium and ffurther Saith not.

Jurat coram me Robto Brooke

ffurther the aforesaid Deponent Saith that M^{r}s Mitchell p. 320
being in the Downes having one of her Swounding fitts upon her and lyeing like a Dead woman M^{r} Dorrington Said Sure She will never recover again Cap^{t} Mitchell replyeing let her alone She useth to be Soe 2 or 3 hours together and Soe lay for two hours at that time.

Jurat coram Rob^{t} Brooke

Martha Webb aged 22 years examined & Sworn Aprill 27th 1652 Saith

That this Depon^{t} being then in the dwelling house of Cap^{t} Mitchell a little before his goeing for England upon a very Cold morning, and when neither Cap^{t} Mitchell or Susan Warren were Sick he commanded this Depon^{t} to poach him an Egg, and to bring him a box of Pills Saying that he was to

Liber B. take Phisick, when this Deponent opened the box She found the Smell of the Pills Soe Strong that it had almost overcome her and told him plainly that She could not take them out, thereupon he bad her goe out and Shutt the doors when She came in again She found Susan Warren wonderfully Sick and the Cap^{t} well, and did Several times See this Susan Warren upon the Close Stool purgeing very Strongly but Cap^{t} Mitchell pretended and Said that it was he that took the Phisick but that it wrought not well with him, and to make a Shew he put a Napkin or Towell about his neck and laid a Pillow upon a Stoole, and when any came in he would lye down upon the pillow as though it had been he that took the Phisick, afterwards when the heat and Spring of the year came this Susanna Warren break forth all into boyles and Blaynes her whole body being Scurfie, and the hair of her head almost all fallen off, this is all the Depon^{t} Saith to that particular of Phisick, ffurther this Depon^{t} maketh oath, that She heard Cap^{t} Mitchell Say often to Susan Warren that if she then were or hereafter Should be with Child in the Countrey he would hire an Old
p. 321 Maid in Chichester and bring her into this Countrey along with him which maid as he Said could help her on Such occasion and noe body Should know it ffurther this Depon^{t} Saith not for the present

Jurat coram Robert Brooke

The Deposition of Willliam Hamsted aged 23 years or thereabouts Sworn & exam^{d} the 19 day Jan^{r}y 1651 Saith

That he heard Cap^{t} Mitchell at Deale being upon his voyage hither tell M^{r}s Mitchell his wife that M^{r}s Warren whome he then called Betty Williams, had Sent aboard a Cartload of goods and Servants named Marke Webb which goods this Deponent conceiveth to be the goods now claimed by the Comp^{lt} M^{r} Smith in regard he hath often heard the Said M^{r}s Warren term the Said goods hers which were challenged by the Said Complayn^{t} her ffather and for that the Said Cap^{t} Mitchell appeared to be unwilling it Should be known that the Said M^{r} Smith was ffather to the Said M^{r}s Warren whome he called Sister and forbade this Depon^{t} aboard the Ship in his voyage hither to make it known that She was the Comp^{lts} daughter Saying it would be a disparagem^{t} to him the Said Cap^{t} Mitchell or to that effect, and further Saith that at Portsmouth upon their Voyage hither he Saw the Said M^{r}s Warren pay or deliver to Cap^{t} Mitchell Six pounds ten Shillings to pay for her own passage, and further also Saith, that he heard Cap^{t} Mitchell Say that he could not have come this Voyage hither if he had not borrowed five hundred pounds of the Said M^{r}s

Warren or Williams, And further also Saith that he the S[d] this Depon[t] was present and a Wittness aboard the Said Ship to the Sealing and delivering of a hundred pounds bond to the Said Cap[t] Mitchell by the s[d] M[r]s Warren by the name of Elizabeth Williams and that At the Same time the Said M[r]s Warren openly before all the Company then present expressed upon the delivery thereof th[t] She did not owe the S[d] Cap[t] Mitchell a penny but that She was forced to enter the Said bond to procure her own peace and quiett or to that effect, And the Depon[t] is verily perswaded in his Conscience that She Speake the truth in that particular for that he was an Eye Wittness to the Cruell harsh dealings by blows and otherwise used by the Said Cap[t] Mitchell to the Said M[r]s Warren aboard the Said Ship, and this Depon[t] further likewise Saith That the Said Cap[t] Mitchell after his arrival in this Province gave Order in this Dep[ts] hearing to M[r]s Warren and M[r]s Boulton, that a Note or Inventory Should be taken of his own goods, that they might not be mingled with the Said M[r] Smith's goods, and afterwards the Same or the next day this Depon[t] taketh it the s[d] Cap[t] Mitchell in this Depon[ts] hearing in the Hall of the white house where there lay a good bedd and two blanketts by themselves, ask't M[r]s Warren whose bedding it was, who Said it was her ffathers, to which the Said Cap[t] Mitchell made noe reply Soe far as this Depon[t] remembreth, all which before herein rehearsed or the Same in effect this Depon[t] averreth upon his Oath to be true and further Saith not. Liber B. p. 322

Jurat die & Anno Supradict coram me
W[m] Stone

The Deposition of Anne Hamstead wife of W[m] Hamstead Sworn & exam[d] June 20[th] 1651 Saith

That at Portsmouth in England upon Cap[t] Mitchell's & the rest of his Company their late comeing to to Sea for these parts She there Saw the S[d] Cap[t] Mitchell borrow of M[r]s Susan Warren who then went by the name of M[r]s Eliz: Williams Six pounds ten Shillings which She the S[d] M[r]s Warren Said She would pay for her passage hither And which money She was drawn to lend unto him upon his telling her that he had paid for the passage of more then he had to Ship aboard and that he wanted money for Supply of his then present occasions, and She might as well Ship herself upon his account which Should be noe prejudice to her at all or to that Effect and further this Depon[t] Saith She heard the Said Cap[t] Mitchell Say that the S[d] M[r]s Warren or Williams had paid him Six pounds ten Shilling at Gravesend for the passage of Martha Webb her Servant, and that he had not been able to have brought any Consider- p. 323

Liber B. able adventure hither, had not She S^d^ M^rs^ Williams lent him five hundred pounds which this Depon^t^ hath often heard him Say he owed to her the Said M^rs^ Williams, and that Cap^t^ Mitchell at the Downes aboard the Ship caused M^rs^ Williams to fetch the bond wherein he Stood ingaged to her for the Said ffive hundred pounds to Shew the Same to the Master of the Ship upon his desireing to know whether She had Such a bond and that the Said bond was carried a Shoar at Deale to be Shewed to M^rs^ Mitchell, and likewise that he was to give her a Rideing Suit which She brought to Sea with him, in liew of a Watch and a ring which he had Sold of her's in England and that he was also to give her a Mantle which he brought in with him hither in Satisfaccōn of a Mourning Cloak w^ch^ he had of her, and which he had disposed of in England, and this Deponent further also deposeth, that She was present at his the Said Cap^t^ Mitchells house in there at or near S^t^ Maries when he the Said Cap^t^ Mitchell asked her the Said M^rs^ Warren which were her ffather's goods, delivered or Caused to be delivered unto her one ffeather bed one bolster two pillows a pair of Blanketts and one bedd Rugg three pair of Sheets two pair
p. 324 of pillow bears one dozen and half of Napkins Seven pewter dishes all marked with J: S: a great brass pan a Great brass pott, a little brass or Bell mettle pott & Skellett and directed her to lay them aside that they might not be mingled amongst his own goods, of which he was then about to take an accompt or Inventory or to that effect, And these being all the goods which at that time could be found whereunto She the s^d^ M^rs^ Warren did lay any clayme unto as belonging to her ffather were then accordingly laid aside and Separated from his the S^d^ Cap^t^ Mitchell's goods, and delivered into the Custody of the s^d^ M^rs^ Warren the Pewter being all marked with J: S: as afores^d^ and the Linnen and bedding also the ffeather bedd were marked with J: S: and Some double J: to the best of her remembrance which goods or divers of them were aftewards by the Said Cap^t^ Mitchell or his appointment taken out of the Custody of the Said M^rs^ Warren, he the Said Cap^t^ Mitchell telling her that in regard he was at the charge of the transportacōn and that they were Shipped upon his accompt he Saw noe Cause but he might make the best use of them to his own benefit though they were her ffather's goods or to that effect, And this Depon^t^ ffurth^r^ also deposeth, that She heard the Said Cap^t^ Mitchell upon M^r^ William Smith's departure Say that if he the Said Smith were a ffreeman and would not acknowledge him for his Master what had he to doe to maintain him or what did he there, and bad the s^d^ Smith provide for himself for he Should Stay in his house noe longer or to that effect, And further likewise this Depon^t^

Saith that Mrs Mitchell wife to Capt Mitchell amongst other Liber B.
discourse asking her husband at Deale being upon his voyage,
whether Mrs Williams went upon his account or that She or
her ffather carried any Adventure with them, he the Said Capt
Mitchell answered that he had Shewed her a Waggon Lade-
ing of goods which the Sd Mr Smith brought out of the Coun-
trey with him to carry to Sea ffurther Adding upon further p. 325
discourse that the Said Mr Smith went to be as a ffreeman and
not as his the Said Capt Mitchell's Servant And further this
Deponent likewise deposeth, that being at Sea in her voyage
hither She there Saw Capt Mitchell by harsh and Cruell usage
and by Several Menaces & threatnings prevail with the Said
Mrs Warren by the name of Eliz Williams to become bound
to him in a bond or bill of an hundred pounds telling her that
unless She would enter into the Said bond or bill She Should
never live a better life but that he would make her to fetch
water, and make clean his foot boy's Shoes or to that effect,
And that upon entring in the Said Bond, the Sd Mrs Warren
expressed openly to the Company then present, that She owed
him the Said Capt Mitchell nothing, but She did it to procure
her own quiett or to that effect, and that presently after the
entring into the Said bond the Said Capt Mitchell came to this
Deponent and told her that he had got the finest lye upon
Williams that ever any man had, and that if he had not taken
that Course of beating of her he Should never have gained it,
and that he had made her enter into the Sd bond, yet owed
him not one ffarthing, all which herein before related, this De-
ponent upon her Oath averreth to be true in effect and further
deposeth not—Jurat die novo post emendacōn 22 die
Jan 1651 coram me Tho: Hatton

Richard Hoskins Gent deposeth as followeth Being at the
house of Mr William Eltonhead in or about the Month of May
was twelve month being in discourse with Elizabeth Williams
als Susan Warren concerning Capt Wm Mitchell, he then heard
the Said Williams als Warren Say that She would damn her
Soul but She would be revenged of that Rogue Mitchell, And
this Depont further Saith that the Said Capt Mitchell did before
his goeing into England in the presence of George Manners
and Mr ffriendship Offer this Deponent to give him the Said p. 326
Elizabeth Williams, but he refusing to accept of her the said
Williams being informed thereof press't him to accept of the
said Mitchell's offer, and told this Depont she would give him
satisfaccōn if he would.
Jurat coram me R Lt Brooke 22do Junii 1652

John Baily deposeth that at the White House some time
after Capt Mitchell's arrival he heard Elizabeth Williams al

Liber B. Susan Warren say that she would damn her Soul but that she would be revenged on Cap^{t} Mitchell or to that effect and further saith not.

Sworn in open Court 30 Junii 1652

p. 327 At a Court held at S^{t} Maries 29 Junii anno Dni 1652

Present as the day before, Only M^{r} Secretary was taken off by reason he was to prosecute being his Lordps Attorney.

p. 328 The Court this day took into Consideracōn a Peticōn exhibited by Cap^{t} William Mitchell who intended (as it Seems) to have preferred the Same to the Assembly had it gone on.

The Peticōn being as followeth viz^{t}

To the Honble the Assembly for regulateing the affairs of the Province of Maryland.

The humble Peticōn of Cap^{t} W^{m} Mitchell Humbly Shewing

That your Peticōner was on Saturday last comitted prisoner to the Common Goal upon a Warrant Signed by Robert Brooke Esq, In which your Peticōner Stands charged in general words with Murther Atheisme and Blasphemy, Crimes never in the least acted or within the Intention of your Peticōner

Your Peticōner therefore humbly prays he may be Speedily called to his Answer, and have his liberty restored in Case noe crime in Law be proved against him that warrants his Imprisonment upon the warrant before mencōned, And that his Natural filing for which God hath pleased to afflict and humble your Peticōner, may not be pressed against your Peticōner in Cases wherein the Laws of England are Silent, And your Peticon^{r} Shall ever pray.

W^{m} Mitchell

Upon reading of which Peticōn the Court gave direction for a Speedy tryall whereupon his Lordps Attorney M^{r} Hatton brought in his Charge as followeth viz.

May it please this Honble Court.

It is fallen to my Lott upon the late alteracōn in the Government as Attorney to the Lord Propriary to be ꝑsecutor against Cap^{t} William Mitchell now prisoner here upon M^{r} Brookes Warrant, I could have wished there had been no Such occasion, The Crimes for which I am to charge him being Soe many and Soe haynous, that I have not known or heard of the like, It troubles me the rather in regard the Lord Baltemore

hath been formerly Soe far deceived in him as to place him here in the Seat of Judicature, which by his Scandalous course of life and gross heinous offences, he hath extreamly abused, Whereas he ought (especially Soe placed) to have given good example to others and to imploy that Talent and those abilities of witt and understanding (which almighty God hath indeed in a large measure bestowed on him) to his glory and the publick good, But by Common experience it is apparent, that the chiefest use he hath made thereof hath been to colour over his Villanous Courses, and to mock and deride all Religion and Civill Government, As the Court may (in part) take notice by the particulars of his Charge being as followeth Viz[t] Liber B. p. 329

The Charge of the Lord Proprietary's Attorney by way of Indictment against Cap[t] William Mitchell in the name of the Keepers of the Liberties of England by Authority of Parliam[t]

ffirst That by his expressions as well as practice as will as I conceive) appear by proofe) he hath not only professed himself to be an Atheist, but hath also endeavoured to draw others to believe there is noe God, makeing a Common practice by blasphemous expressions and otherwise to mock and deride God's Ordinances, and all Religion, thereby to open a way to all wicked lustfull licentious and prophane Courses.

Secondly:—That he hath Comitted Adultery with one Susan Warren

Thirdly—That he hath Murtherously endeavoured to destroy or Murther the Child by him begotten in the Womb of the Said Susan Warren And is much Suspected (if not known) to have brought his late wife to an untimely end in her late Voyage hitherward by Sea.

ffourthly—That (as I conceive will appear by proofe) he hath Since his late wife's death lived in fornication with his now pretended wife Joane:

And for these and other grosse Crimes and Misdemeanors (Sufficiently I conceive) appearing by proofe, My humble request is that the prisoner may be brought to his Answer, and upon a Speedy tryall may receive punishment according to Justice to God's glory and discharge of the Government in that particular:

To which Charge the Said Cap[t] Mitchell the prisoner by his Answer pleading not Guilty made Choice to be tryed by a Jury Whereupon these persons following were warned to be of the Grand Jury for the tryall viz[t]—M[r] Cornelius LLoyd the fforeman M[r] Edward LLoyd Cap[t] William Fuller M[r] Robert Clark M[r] Thomas Marsh, Cap[t] John Barriff M[r] ffrancis LLoyd, M[r] Thomas Daynes, M[r] W[m] Nugent Lieut[t] William Lewis M[r] Henry Hooper and M[r] Thomas Hinson who being all particu- p. 330

Liber B. larly called by name and attending the Court, The prisoner being demanded whether he could take any personal excepc̄on against any of them, expressed that he could not but was well Satisfied therein. Whereupon the Jurors were Sworn and their charge given them to bring in a Just and true verdict upon every branch of the Attorneys Charge aforesaid according to evidence to the best of their Skill who after much time Spent therein brought in their Joynt verdict in the words following viz^{t} Vera to the first Soe far as one Deposition with Sundry Circumstances thereunto agreeing Shall be thought valid in Law

To the Second third and fourth Billa Vera After the bringing of which verdict the Court discharged the Jurors and the day being far Spent and by reason of other Occasions, the Governor adjourned the Court till the day following:

The Same Court Continued ult Junij 1652

p^{r}sent { The Governor and Secretary / Coll^{o} Francis Yardley } M^{r} Job Chandler

This day his Lordps Attorney M^{r} Hatton by appointm^{t} of the Court brought in his Charge ag^{t} Susan Warren Widow a prisoner as followeth viz^{t}

In the name of the Keepers of the Liberties of England by authority of Parliament, and as Attorney to the Lord Proprietary I here declare against Susan Warren for that She hath Comitted Adultery or ffornication with one Cap^{t} William Mitchell, and thereby and by certaine prophane or blasphemous expressions much dishonoured God and given great Offence
p. 331 and Scandal to the Government and prayed She might receive punishment according to Justice &c

And the Said Susan Warren being called to her Answer and the Said Charge read unto her could not deny the Offence of ffornicacōn the Same appearing by her own Confession upon Record, and her prophane expressions appearing by the Oaths of Mary Clocker and Richard Hodgkins upon Record, and She acknowledging her Offence humbly desired the Court would be favourable unto her But in regard of the Great Scandal to the Government by her lewd Course of life Soe publick and notorious It is thought fit and Soe Ordered, that She be forthwith whipped with thirty nine lashes upon her bare back, and Soe to be discharged of her Imprisonment in that particular which punishment She received accordingly with Some Mittigation upon the Intercession of Some of the Counsell and Others to the Gov^{r} on her behalf.

Cap^{t} William Mitchell this day referred himself wholly to

the determinacōn and Judgment of the Court for all matters charged against him upon which the Grand Jury had given in their verdict the day before not desiring that the Court Should be troubled with impannelling another Jury for the further tryall thereof. Liber B.

This Court therefore takeing the matter into Serious Consideracōn upon the perusal of the proofs and in pursuance of the verdict of the Grand Jury for his Several Offences of Adultery ffornication and Murtherous intention, and in respect of his lewd and Scandalous Course of life Sufficiently appearing upon the proofs doth Order that the Said Capt Mitchell Shall forthwith pay ffive thousand pounds of Tobacco and Cask or the value thereof as a ffine to the Lord Propriary, And to enter into bond for his good behaviour, And that he and his now pretended wife Joan be Seperated till they be Joyned together in Matrimony in the usual allowed Manner, And that paying the Court Charges and Other ffees and Charges of imprisonment he is to be discharged of his Imprisonment in this particular p. 332.

26 Marcij 1653 Execuc for 2000l of Tob & Cask part of the 5000 the Governor having remitted 2000 & 1000 being paid or payable to himself

Susan Warren plt
Capt Wm Mitchell Deft

Whereas by a former Order of Court made in this Cause the 22th day of Aprill last the hearing thereof was respited till the then next Court, And the parties plt and deft this day attending for a tryall therein and upon full hearing what could be alleadged by either party in this Suit and upon perusal of the proofs on both Sides, the Court upon reading the Deposition of William Hampstead, It appearing thereby that the Defdt had expressed, that he that would not forswear himself was noe Servant for his turn, the Court thought to Set aside the Depositions of Henshaw and Hoskins as being the Defdts Servants and Subsequent to the Depositions of William Hamsted and his wife who depose positively to the pltts paying for her passage hither, and there appearing much Jugling and baseness in the whole business, and the Court being Satisfied tht the plt did not accompany the Defdt from England hither wth any intention to be his Servant who had made her his Companion and bed felow for which by Order of Court She had received punishment It is therefore Ordered, that the Complaynt Susan Warren be from henceforth absolutely freed & discharged from all Service any ways claimed from her by the Defdt Capt William Mitchell upon any claime or pretence whatsoever and Whereas Mr Robert Brooke one of the Counsell attesteth tht the Said Complaynt hath remained prisoner a long time for the Defdts

Liber B. Security of her forthcoming to be answerable to his clayme of Service from her, he refusing to release her, It is also Ordered that the Def^{t} Shall Satisfie and pay all ffees & Charges of Imprisonment hereby by her Incurred.

p. 333 Upon the Mocōn of Coll^{o} William Cleyborne and Upon reading of an Order of Court of the 22th of Aprill last made between his Lordps Attorney General p^{lt} and M^{rs} Mary Brent Defd^{t} It is Ordered as formerly that the hearing of the Matter in question be respited till the next Assembly, that Coll^{o} Clayborne may by himself or his Attorney then make his Clayme to the Beefe in question if he think fitt.

The Court riseing the Governor appointed the next Provinc^{ll} and General Court for this County of S^{t} Maries to be held the twentieth day of November next ensueing.

At a Court held at S^{t} Maries the 14th of July 1652 upon a speciall warrant

p^{r}sent { The Governor, Coll^{o} ffran: Yardley } M^{r} Thomas Hatton & M^{r} Job Chandler

Lawrence Starky Esq. by M^{r} Thomas Matthews his attorney p^{lt} John Carrington & Rich^{d} Whight defts } John Carrington and Nicholas Whight this day appearing upon an arrest according to a Speciall

p. 334 warrant for that purpose and M^{r} Thomas Matthews the p^{lts} Attorney on the p^{lts} behalf clayming them as Servants, and chargeing them with much neglect in those imploym^{ts} wherwth they had been intrusted, The Defd^{ts} alleadged they had been discharged of their Service by Articles of Agreement heretofore made between Thomas Copley Esq deceased and them dated the 23th of December last whereby in Consideracōn of their ffreedom they were to make a Cropp, and to pay unto the S^{d} M^{r} Copley his Successors or assignes Certain quantities of Tob: at the times therein limitted And that they had pitched a Cropp accordingly, but that by reason of much rain the plants had been drowned, and that there had been noe neglect on their parts, But the Defd^{ts} expressing themselves unable or unwilling to give Security for performance of the Covenants on their part, And upon perusal of the s^{d} Articles of Agreement, It appearing that the S^{d} M^{r} Copley had not absolutely thereby freed the S^{d} Carrington and Whight, but upon Condicōn of their performance of the Covenants on their parts therein expressed, and the Court being of Opinion, that a bargain of that nature, betwixt the Master and his apprentice Servants was of noe Validity in Law, Doth therefore for a final end of the matter in question think fitt, And it is accordingly Ordered that the Said Articles of Agreement or Covenants be from henceforth voyd and Null, And that the Said Defd^{ts} Car-

rington and Whighte Shall Serve out their Several times of Service to the Compl^t^, or to whome the Estate of the Said M^r^ Copley doth properly belong, As if the Said Articles of Agreement or Covenant had never been made Liber B.

Know all men that I William Scott Marriner doe Constitute and ordain as my Lawfull Attorney Walter Beane of Maryland to ask demand clayme Sue and arrest and imprison any person or persons that Shall appear to be indebted by Bill or otherwise to have in their Custody any Cattle or goods of M^r^ Wiłłm Brough late deceased and for the receipt or Satisfacc̄on of the Said debt Cattle or goods to give As full discharges as if I my Self were in person, As Wittness my hand at Popler hill Creek in Maryland this 23^th^ of Aprill 1652 p. 335

Wiłłm Scott

Wittness John Lawson Cr: Carnoll

This 22^th^ of May 1652. Sold and delivered by us Wiłłm Scott and Sarah Scott unto Walter Beane of Maryland all the Cattell and land and debts which were formerly known to be M^r^ Broughes deceased, ffor all which Said Cattell Land and debts We the Said William Scott and Sarah Scott doe promise to defend the Said Walter Beane and Save harmless against all Just claymes in Law

Wittness our hands:

W^m^ Scott
Sarah Scott

Wittness by us Jo: Hatch Ben Cowell

Be it known unto all men by these presents that Wee Thomas Warr and Nathaniell Hunt both of Mattapania of Patuxent River, We the Said Thomas Warr and Nath^ll^ Hunt doe bind our Selves Joyntly and Severally with our heirs Exto^rs^ Adm^rs^ or assignes to pay or cause to be paid unto Richard Trewe Shipwright the full and Just Sum̄e of ffive thousand pounds of good Sound Merchantable Tobo in leaf with good Sufficient Cask for one Sloop called the Anne with Other goods which makes the Sum̄e aforesaid of 5000^l^ of Tobo which Sume is to be paid by us the afores^d^ Thomas Warr and Nathaniel Hunt by the tenth of Novenl next ensueing the date hereof, whereunto We the Said Thomas Warr and Nathaniel Hunt have Sett to our hands Joyntly and Severally this present day being the 17^th^ day of September and in the year of our Lord 1652

Wittness Henry ffalconer

The mark of M Thomas Warr
Nath Hunt

The mark of Thomas Hamper

ffor the payment of the Sum̄e above menc̄oned of ffive thousand pounds of Tobacco We the aforesaid Thomas Warr and

Liber B. Nathan[ll] Hunt doe bind and make over our Cropps unto the Said Richard Trew for the full Satisfaction of the s[d] debt above mencōned of 5000[l] of Tobo whereunto We the Said Thomas Warr and Nathan[ll] Hunt have likewise Set to our hands this present day being the 17[th] day of September and in the year of our Lord 1652.

Wittness Henry ffalkoner — The Mark of Thomas Warr
The marke of Thomas Hamper — Nathaniel Hunt

M[r] Richard Harris Merchant his Mārk for Cattell and hoggs viz[t] the left Ear Crop't with a half moon on the nether Side thereof under the Crop, and hole in the right Ear.

p. 336 M[r] Richard Harris Merchant maketh Oath that being yesterday att the house where Thomas Warr lived, he found the door barred and looking in at the window perceived that Most of the household goods were removed out of the house, and that one John Read hollowing about the Plantacōn, there were not any that made Answer Soe far as this Deponent heard, and that one Richard Trew having Sold the Said Warr and Nathaniel Hunt a Sloop as appears by a Conveyance upon Record this Depon[t] verily believeth that the Said Warr and his wife and Nathaniel Hunt are lately gone out of the province or upon their voyage in the S[d] Sloope on purpose to avoyd the payment of their debts.

Jurat 21 Sept 1652. Tho: Hatton

Paul Simpson Marriner maketh Oath that by reason of Some late passages and expressions used by Walter Peakes of the County of S[t] Maries in this this Province of Maryland he hath great Cause to Suspect and doth verily believe that he this Deponent cannot goe about his urgent occasions within this County in Safety but that his life will be indangered by the Said Walter Peakes if Some Speedy Course be not taken by the Governm[t] to restrain his the Said Peakes desperate wilfull intention and endeavour in this respect:

Jurat 29° Sept 1652 coram me. Tho: Hatton

Geoffry Oliver aged about 48[th] years being Summōned Sworn and examined this 29[th] of Sept 1652 deposeth & Saith

That about five or Six weeks Since he this Depon[t] being then at the dwelling house of Walter Pakes at or near New town within night he then and there Saw the Said Peakes Strike M[r] Paul Simpson with a Sword Cutting him very dangerously into the Arm, the Said Simpson having not then any thing in his hands to defend himself withall the Said Peakes

pursuing the S^d^ Simpson into the Said house before he Soe Struck him as afores^d^ having newly before as it appeared Stabbed him with the Said Sword Very dangerously into the Side: but this Deponent did not See when the Said Simpson was Soe Stabbed, And further this Dep^t^ Saith that the Same night he heard the Said Pakes tell the Said Simpson, and the rest of the Company then present, that he the Said Pakes had that day Seen him the Said Simpson lye with his the Said Pakes his wife and further Saith not Liber B. p. 337

Jurat die & anno Supradict coram me Tho: Hatton

22^do^ No: ffrancis Martin his Mark for Cattle & hoggs viz^t^ Cropt on the right Ear with a Nick or Slitt in the under part of the Ear below the Crop and the left Ear flower delined.

William Martin Son of ffrancis Martin his Mark for Cattle and hoggs viz^t^ Crop't on the right Ear with a Notch or peece taken out of the under part of the Ear below the Cropp, the left Ear fflower delined.

Lodowick Martin Son of ffrancis Martin his Mark for Cattle and hoggs viz^t^ Cropt on the right Ear with a Notch or peece taken out of the upper part of the Ear betwixt the root and the Cropp, and the left Ear flower delined.

22° No. Martin Kirk his Mark for Cattle and hoggs viz^t^ Cropt on the right Ear and the left Ear Slitt, and a peece taken out underneath the Ear

Be it known to all men by these presents that I Martin Kirk for the full Satisfaction in hand received doe for me my heirs or assignes, bargain Sell and deliver all my right and title of two hundred acres of Land which goeth by the name of S^t^ Jeromes thickett, Beginning at the little Indian ffield and Soe bounded on the hornes with all rights and priviledges belonging thereunto, unto ffrancis Martin his heirs Exto^rs^ or assignes peaceably to enjoy from all trouble or Molestacōn from any persons whatsoeu And I the Said Martin Kirk doe bind my Self and my assignes to warrant the Sale of the Said Land unto ffrancis Martin his heirs or assignes from any person or persons whatsoever and any Suit of Law that Shall at any time hereafter ensue upon this Said Land in performance hereof I the Said Martin Kirk have hereunto Set my hand this 20^th^ day of August Anno Dni 1651 p. 338

his marke
Martin : M K : Kirk

Signed and delivered in
the presence of Thomas Ashbrooke his mark
John Prince

Liber B.

Aprill 2th 1640

Memorandum that I ffrancis Anketill doe bargain Sell and Make Sale of one browne Cow and increase marked with an hole in each ear the one hole being Slitt out, the which Cow I doe a warrant from all Just claimes of any person or persons whatsoever, I Say the Cow that George Manners Milked of Mine the last year Wittness my hand :

ffrancis Anketill

the Mark of
I
Henry Pountney,
Nicholas Keating

24 Novembr 1652 William Whittle and Walter Peakes having this day taken their Oaths before his Lordps Secretary to make a Just and true appraisement to the best of their Skill and understanding of a Plantacōn at New Town late of Joseph Cadles deceased being as they alleadge in the whole 150 acres of which 100 acres is leased out, they doe value the Same upon their Oaths at Twelve hundred pounds of Tobacco and Cask Wittness their hands the day and year abovesaid.

Jurat & Signat coram me Walter Pakes
Tho Hatton The Mark of
Willm M Whittle

19th October 1650

Sold and delivered unto Thomas Thomas one Black Cow Cropt on the right Ear Green horn'd for the price of Seven hundred pounds of Tobacco and Cask and I doe hereby warrt the Said Cow to him against all men

Wm Evans

Wittness Wm Hungarford Jeziph I Cadle

Thomas Thomas his Mark for Cattle & hoggs viz: both Ears Slitt half the way down right and underneath that Slitt, a Slitt Cutt Cross the middle of the Ear in the fashion of a T on both ears.

November 2d 1652

These presence Wittness that We Paul Simson & Walter Peakes both of Maryland Planters have released and doe
p. 339 hereby release both of us, the one the Other from all Actions of Suit for debt or damage comenced by either of us or by either of our Attorneys against the other from the beginning of the world unto this present day, or to be comenced for any matter of damage pretended to be done by either of us against the other at any time before this present day, revokeing and

disannulling hereby all Attorney-Ships granted and other pro- Liber B.
ceedings of Law done, by either of us to the Contrary hereof against the other, and the Said Paul Simson doth further hereby release the Said Walter Peakes from the bond for the peace and good behaviour wherein he Stands bound in the Court of Maryland at the Complaint and Suit and in the behalf of him the Said Paul Simson to all which Wittness our hands.

In Wittness of us Paul Simpson
Giles Brent. Richard Ware + his mark—Walter Peakes

Att a Court held at S[t] Maries the 20[th] Novemb[r] 1652.

present { The Governor, Coll[o] ffrancis Yardley } { M[r] Thomas Hatton, M[r] Job Chandler }

Upon the Complaint of Mary Jones against M[r] Willm Eltonhead and M[rs] Eltonhead, her Master and Mistress touching Some harsh usage by her the Said Mary pretended, By Consent of both parties It is Ordered that the Said Mary Jones return home with her Said Master and Mistress, who are not to meddle with her their Said Servant, for Matter of Correction, but to Sell or exchange her with all Convenient Speed that may be, and that the Said Servant be ready and willing to execute and fullfill her Said Master and Mistress lawfull Commands, and that the Said M[r] Eltonhead pay M[r] Land 50[l] of Tobacco according to his and the Said Land's agreement for her the S[d] Servants dyet.

Att a Court held the 22[th] present as on the 20[th]

Capt Thomas Cornwallis plt } The p[lt] Sues for twelve hundred
M[r] John Pile Defdt } pounds of Tobacco and Caske for transporting of the Defd[ts] Cattle from Accamack Anno 1643, to which the Def[t] pleads a discharge for this debt appearing upon Record dated August the third 1647 from M[r] Cuthbart p. 340
ffenwick the plant. then Attorney who being present now in Court acknowledgeth the discharge but alleadgeth, he gave that discharge or Acquittance to the Defd[t] expecting to have received the debt of Argall Yardley Esq who after the Said M[r] ffenwick had deliverd up to the Def[t] his Bill given for this debt, promised him the Said M[r] ffenwick Satisfaction in goods for the Said debt, when his the S[d] M[r] Yardley's dutch Ship came in as he the Said M[r] ffenwick now expressed in open Court, but that he had never Yet reced any Satisfacc[o]n therefore, and the Court upon hearing what could be alleadged on both Sides is of Opinion, that the Said acquittance given to the

Liber B. Defd[t] ought to be a Sufficient discharge for him touching this debt against the p[lt] and doth therefore allow of the Defd[ts] Said plea in that particular, and doth Order that the p[lts] Suit be dismissed with Court Charges and one hundred pounds of Tobacco to be paid by the p[lt] to the Def[t] in respect of his Charges and trouble therein Sustained but the Def[t] in open Court remitteth the Said hundred pounds of Tobacco for his Said trouble and Charges.

[at the Court 22d Novr]

The Deposition of Ralph Harellton aged 21 years or thereabouts Sworn and exam[d] this 12[th] of Novemb[r] 1652 Saith

That Paul Simpson comeing to the house of my Master William Lewis at Port tobacke about the beginning of November was twelve Months, he told my Master that he was bound up the River upon a hunting voyage, my S[d] Master being bound then upon the like Occasion up the River, the S[d] Simpson desired my Master in regard he could not Speak to the Indians nor understand them, that they might Joyn together and what meat was killed to be Shared equally between them whereupon my Said Master left his own boat at home and put his Gunns and powder and Shott with two barrells of Salt and a Tunn of Cask aboard of Simpson's Vessell, and went up with him himself and Carried the Deponent with him and goeing up the River We were informed that there were Apomattocks
p. 341 Men a hunting at Pascattaway wither Wee were bound, and my Said Master having Comission carried us up there, where We took their goods which were three Tunns and a half of Cask almost a hogshead of Salt 2 Gunns a hhd of Meat, which goods my S[d] Master put a board Simpson's boat, and wish't him to meet him at Gingawaticks, and that in his way he Should take in Some Meat of my Said Master's at Pascattaway being ten deer in quantity, the which meat was put a board by the Deponent and from thence the Said Simpson and the Depon[t] came down to Gingawatick, where my Said Master met with us, and provided us a house and procured us Indians, And there Settled us, this being done the Said Simpson told my Said Master, that he might return home about his business and promised that at his return from hunting he would put into Portabacke where the meat which was killed Should be divided between him and my Said Master, and that M[r] Copley Should have a Share out of his own Meat, Whereupon my Said Master left us having occasion to goe down to S[t] Maries to ffetch up Cattle, and the Said Simpson desired my Master to bring him up Some powder from Master Copley upon my Master's departure he gave to the Deponent a Charge that I Should be diligent to doe whatsoever I was Commanded by the Said Simpson my Master having left us, Simpson Com-

manded the Said Deponent to goe down to S[t] Maries to fetch Liber B.
Some powder from M Copley, and to do Some other business
for him, and that if in Case I Should meet with my Master,
that I Should not Speak to him or if he Should Send for me
not to goe to him, when the Depon[t] left Simpson there was
almost four hhds of Venison and a hhd of fowl, and gave me
Order that if M[r] Copley Should ask me if We killed any fowl
not to be known of any and of the Salt that my Master put a
board p[t] of one barrell was Spent the other not made use of
and that hhd which was taken out of the Apamatocks boat was p. 342
made use of but none of his own and the Said Simpson prom-
ised my Said Master that at his comeing down he would put
into Portoback and leave the Salt and Cask which was left at
my Said Master's house & further Saith not.

Signe

Job Chandler Sworn before me the day Raph ⋈ Harellton
& year above written

Cap[t] William Mitchell deposeth that he never reced any Ser-
vant from Levin Bufkin Esq nor any Satisfaction in liew
thereof nor for the nails or other Materials disbursed and dis-
posed of about the house in this Province called S[t] Thomas's

Sworn in Open Court this 25[th] day November

The Deposition of John Sturman taken this 23[th]
day of November upon his Oath Saith

That being in the Company of William Cole Wiłłm Bence
and Thomas Simons about November 1651, he this Deponent
heard Thomas Simons demand 600[l] of Tobacco of the afores[d]
William Bence, the Said Bence Made Answer that he could
not pay him that year, then Said the Said Thomas Simons let
W[m] Cole pay me, and the Said Cole Answered, that if the
Said Bence did not pay him that year he would pay him the
ensueing year or words to this purpose, as near as this Depo-
nent can well remember and further Saith not:

Sworn in open Court

Int Wiłłm Stephenson p[lt] Walt Beane Def[t]

Humphrey Atwixe doth depose in Open Court that the
three hundred and thirty pounds of Tobacco now Complayned
for was none of the eight hundred and ninety pounds men-
cōned in a receipt from Brough deceased bearing date the
18[th] March 1650 and further Saith not

Jurat 24 November 1652.

Liber B.

November the 14th 16

Received by me Walter Gest of Walter Pakes two hundred pounds of Tobacco for the use of Steeven Salman, and is for Service done him and his wife eight months and three dayes gathering Corne Wittness my hand

Walter W Gest
his Mark

In the name of the Keepers of the liberties of England by authority of Parliament and according to the power Given by the Right Honble Caecilius Lord Baron of Baltemore Lord
P. 343 Proprietary of this Province of Maryland unto me Thomas Hatton Gent his Lordps Secretary herein that behalf, I doe hereby grant and Comitt unto you Margaret Hunt the Widow and relict of ffrancis Hunt late of the Isle of Kent within the Said Province deceased the Administracon of all the Rights debts goods and Chattells within the province heretofore of yr Sd Late husband deced chargeing & requireing you the sd Margt by Virtue of the Oath in tht behalf tht you Cause a true & perfect Inventry of all the sd Rights Dts goods & Chattles Soe far as you may, to be made in the presence and by the discretion of two able persons to be approved of and Sworn by one of the Comissioners for the Said Isle of Kent County or by Capt Robert Vaughan whome I doe hereby authorise for that purpose with the Just value of the Said goods and Estate according to the appraisement of the Said persons as aforesaid, and that you exhibit the Same Inventory into the Secretary's Office for this Province by the first day of May next if you may, unless further time be given you by the Said Secretary, And that you pay all and only the Just debts of the Said Decedent according to Law as near as you may, And that you keep and make a true and perfect acct of this your Administracon Soe far as you may when you Shall be thereunto required by the Governor and Counsell of this Province or other Judge thereunto lawfully authorised within this Province for the time being, Given at St Maries under the Great Seal of this Province of Maryland, the four and twentieth day of November in the year of our Lord one thousand Six hundred Fifty and two

p me Thomas Hatton Secr

In the name of the Keepers of the liberties of England p authority of Parliament, and according to the power by the Right Honble Caecilius Lord Baron of Baltemore Lord Proprietary of this Province of Maryland given unto me Thomas Hatton Gent his Said Lordps Secretary here in that behalf, I doe hereby grant and Comitt unto you Mary

Geathar the widow and relict of John Geather late of the Liber B.
County of Annarundel in the Said Province of Maryland deceased, the Administracōn of all the rights debts goods and Chattells within this province heretofore of y^r s^d late husband deced Chargeing & requireing you the s^d Mary by Virtue of y^r Oath in th^t behalf that you Cause a true & ꝑfect Inven^ry of all the s^d Rights Debts goods & Chattles Soe far as you may to be made in the presence and by the discretion of two able persons to be approved of and Sworn by the Commander or one of the Commissioners for the Said County of Annarundel with the Just value of the Said goods and Estate according to p. 344
the appraisement of the Said persons as aforesaid, and that you exhibit the Same Inventory into the Secretary's Office for this Province by the first day of May next, if you may, unless further time be given you by the Said Secretary, and that you pay all and only the Just debts of the Said Decedent according to Law as near as you may, and that you keep and make a true and perfect Accompt of this Your Administracōn, Soe far as you may, when you Shall be thereunto required by the Governor and Councell of this Province or other Judge thereunto lawfully authorised within this Province for the time being, Given at S^t Maries Under the Great Seal of this Province of Maryland the four and twentieth day of November in the year of our Lord one thousand Six hundred fifty and two:

ꝑ me Thomas Hatton Secr

Edward Claxton maketh Oath that about March or Aprill last was two Years, he this Depon^t being hired by M^r ffrancis Brooks to bring divers goods of his from Kent to S^t Maries in this Deponents boat, did accordingly bring down and Land at the ffort upon S^t George's River where John Dandey then lived amongst other things Cattle and household Stuff a bed bed cloaths a Chest Some Axes and hoes and a pott and Some other things, the particulars whereof this Depon^t cann^t now call to mind, which goods were carried up to the house where the Said Dandey then lived there, At which house this Depon^t lodged the next two nights after, and the Said goods remained in the Said house during that time to this Depon^ts best remembrance, And this Deponent doth not know whether the Said goods or any of them remained any longer in the Said house or that the Said Dandy did there detain them from the Said M^r Brookes or not, and further this Depon^t Saith not

Jurat 22^do Nov 1652 Tho: Hatton

Humphrey Atwize aged 29 years or thereabouts Sworn in open Court the 24^th day of November 1652 Saith that M^r Brough a little before his last goeing to Sea from these parts

Liber B. p. 345 took a hhd of Tobacco of William Stevenson's, adjudged by Walter Beane & the Said Brough as M^r^ Brough told him to weigh neat 330 M^r^ Brough desiring this Deponent to pay the Said Tobacco to Steevenson out of a bill of 1450^l^ or thereabouts which this Depon^t^ had before that time entred into to the Said M^r^ Brough which bill is now in the hands of Walter Beane as this Depon^t^ taketh it and further Saith not.

John Cage maketh Oath that he heard M^r^ Cuthbert ffenwick tell M^rs^ Hebden about three years Since as he taketh it that he had received from Cap^t^ Vaughan five hundred pounds of Tobacco and from William Whealey one hundred and twenty pounds upon her account or to that effect and further Saith not

Sworn in Court Tho: Hatton

These presence Wittnesseth that I ffrancis Brooks for to Save and defend John Dandy harmless from a debt that he is ingaged to Nathaniel Littleton Esq for me, have assigned him four bills one of M^r^ Phillip Coniers of Seven hundred one of Richard Hoults of four hundred and of ffrancis Lumbards and William Jones's of three hundred and forty and one bill more of Christopher Chambers of three hundred and Seventy with three head of Cattle one Cow being in the hands of William Edwyn and a heifer being of that Cow's former increase with a weanling of the Same Cow above mentioned, the bills amounting to eighteen hundred and ten pounds of Tobacco, the which bills if the above mencōned John Dandey accept not of for payment betwixt this and the last of October next ensueing the date hereof he may return to the Said Brookes or his assignes, and the Said Brookes to be lyable to the debt above mencōned

Wittness my hand this 3^d^ of August Anno 1649.

the Mark of

Testis Jn^o^ Wade Tho Medwell ffrancis ⊢I ⊠ Brooks

Major Bufkins Acco^t^ Debtor to Cap^t^ Mitchell

p. 346	3500	6^d^ Nails	126
	0600	double & Single tens	054
	0500	4^d^ Nails	012
	1000	Single tens	60
	0100	6^d^ Nails	004
	1000	4^d^ Nails	025
	1000	6^d^ Nails	0-3-6 } 565
	3	Stocklocks	054 }
	4	p^r^ of Great Hinges	080
	4	p^r^ of leather hinges	060
	6	latches	054
			565

300 double tens	36
300 Single tens	18
300 Single tens	18
200 of 6^{d} Nails	7
2 p^{r} of hinges	30
2 Staples	7
one Anchor of Sack	160
	276
br^{t} from other ꝑcell	565
	841

W^{m} Mitchell

24to No: Cap^{t} Thomas Cornwallies his Mark for Cattle & hoggs for the future viz Crop^{t} on the left Ear, and Slitt on the right

Anno 1648 M^{r} Richard Husband Master of the Ship the hopefull adventure Decemb^{r} 26th 1648.

ꝑ 1677^{l} of ffresh beef at 2^{l} ꝑ$^{h.}$ is		3354
ꝑ 1 Goate		0140
ꝑ 2 bushlls of peas at 60^{h} ꝑ bushell		0120
ꝑ 1 New bagg Cont^{a} 3 y^{ds} of Canvas		0030
		3647
ꝑ Cont C^{r} h Tob Cask		
ꝑ my bill given in for 900^{l} Tob & Cask	900	
ꝑ a Maid Serv^{t} bought	1400	
	2300	
1347 rests to ball.		

The Deposition of William Ofbaston aged about Six or Seven and twenty years being Sworn this 20th Nov^{r} 1652 Saith That about four years Since or Somewhat less, as he taketh it he heard Edward Hall Say that he had Sold to Henry Potter his heirs and assignes forever half the Plantacōn where the Said Hall and Potter now live, and that he heard the Said Hall and Potter now live, and that he heard the Said Hall and Potter both of them Say that they had divided or Shared the Clear ground of the Said Plantacōn betwixt them, and that the dwelling housing then upon the Said Plantacōn being about ten foot was allotted to the Said Potter only the Said Hall was for Some Short time after the Said bargain to have

Liber B. Some use of the Said housing, and afterwards to leave the free possession thereof to the Said Potter, and this deponent
P. 347 further Saith that the Said Potter in pursuance of the Said Bargaine as he taketh it, fenced in part of the s[d] Clear Ground, and th[t] after the Said fence Soe made the Said Potter planted upon that part which he had Soe fenced in, and Hall upon the other pte, and that he hath heard the Said Hall confess that the S[d] housing and part of the plantation Soe fenced in by the Said Potter as aforesaid did belong to the Said Potter, and this deponent further Saith that the peach Trees and other fruit Trees then Growing upon the Said Cleer Ground were upon the Said Potters Said Dividend all which or the Same in effect this deponent averreth upon his Oath to be true and further Saith not. Jurat 20 November 1652 Tho: Hatton

This Bill bindeth me Richard Bennit my heires Execut[r]s Administrators or Assignes to pay or Cause to be paid unto Richard Banks his heires or Executors, Administrators or Assignes the full and Just Sume of three thousand Eight hundred pounds of Good Sound Merchantable leafe Tobacco and Caske to thousand of this Tobacco due for to be paid upon the tenth day of November in the yeare of our Lord 1653 and one thousand Eight hundred in the yeare of our Lord 1654 and in the true performance hereof I the Said Richard Bennit have hereunto put my hand alsoe I Richard Bennit doth here bind the plantation lying upon the North Side of Brettons Bay w[ch] was formerly Called Jozyph Cadells and two Cowes Called by the Name of Cherry and pie and one heifer of two yeare old Called by the name of Nancey which plantation and Cattell I the Said Richard Bennit doth here bind over unto Rich[d] Banks for his Security in Case that I the Said Bennit Should any wayes Miscarry or faile in the payment of the Said Tobacco and in the true performance hereof I the Said Richard Bennit have hereunto put my hand this present first of December in the year of our Lord God 1652

Teste — his mark
John Thimbleby — Richard ⊠ Bennit.
Henry × Midlap
his mark.

P. 358 At a Court held at S[t] Maries the 24[th] day of November, 1652

Present { The Governour, Collonell Francis Yardley / M[r] Thomas Hatton, M[r] Job Chandler }

Capt Cornwallis Esq plt / Mrs Katheren Hebden widow by William Marshall her Attorney deft } The Complt Sueth to have Certaine Cattle and theire Increase of the Estate of Thomas Hebden deceased to be delivered to him according to a Deed of Mort-

gage of the 26th of May 1643 whereby the Said Thomas Hebden Liber B.
assigned and made over to the plaintiffe Certaine Cattle therein
Specified for his Security of payment Two thousand five hun-
dred pounds of Tobacco and Caske at the time therein Men-
cõned which Tobacco the plantiffe had not yett received as he
alledged to which the Said Defendants Attorney by his An- p. 359
swers not denying the Said Deed of Mortgage craved to be
relieved against the Same in Equity, for that the defendant
being the widdow and relict of the Said Mr Thomas Hebden
had payd all or the most part of the Said Debt to Mr Cuthbert
ffenwick the pltes Attorney by Tobacco due to her out of
the Leavyes and other debts assigned over to him for Satisfac-
tion of this debt, but the Said Mr ffenwick being present in
Court, denied that So farr as he knew he had received any
more Tobacco of the defᵗ towards Satisfaction of this debt then
four hundred and two pounds of Tobacco out of the Said
Levy: Whereupon the Said defendᵗˢ Attorney craveth Some
further time to make proofe of the payment. It is therefore
Ordered that the further hearing of this Cause be respited till
Wednesday next, and then the Said defendants Attorney is to
produce his proofe.

Thomas Simons acknowledgeth Judgmᵗ in open Court upon a Bill of Nine hundred pounds of Tobacco and Caske Made to ffrancis Martine dated the 5th of May 1651

Mr William and Thomas Daines by Henry Coursey theire Attorney plfes John Nicholls defendant } The Complainant Sues for Seventy pounds of Tobacco being the ballance of a Bill of three hundred and twelve pounds of Tobacco and Caske, the defendᵗ Answers that Mr Guythar received the Tobacco formerly and it weighed two hundred Ninety and Eight pounds of Tobacco neat, It appearing to the Court by a receipt which Mr Wilkinson was Wittness to, that It weighed when the Complt received it, no more than two hundred forty and and two pounds of neat Tobacco It is ordered that the defendᵗ pay the Seventy pounds of Tobacco Sued for to the Complt with Caske and Cost of Suit, and the Bill to be deliver'd up to be Cancelled.

At a Court held the 23 day of November 1652

Prsent { The Governour Collonell Francis Yardley Capᵗ / Jn° Price Mr Thomas Hatton Mr Job Chandler }

Mr Thomas Marsh demandeth Sixteen hundred fifty and Eight pounds of Tobacco and Caske ꝑ Bill Richard True p. 360
acknowledgeth a Judgment in open Court to the Said Master

Liber B. Marsh for Sixteen hundred pounds of Tobacco & Caske upon the Bill, and if it appeared upon ꝓduceing the Bill that the debt is more he acknowledgeth the full debt upon the Bill

Execucōn made ꝓ 1600ˡᵇ of Tobacco & Cask 29th Nov: Richard True by Peticōn craveth to be relieved in his Mortgage noe direct proofe of the Said Trues Compliance in Warrs & Hunt Scape, the Court according to his Petition relieves him in order, finding the Cropp ingaged to him by a Mortgage made to the Said True from the Said Warr and Hunt

Memorand: that the above last foregoing Entry is Crosst out in the Orriginall Record Booke.—

Upon A Petition this day Exhibited unto this Court by Richard True thereby Setting forth that he haveing not Long Since Sold a Sloop and Some other Goods to Thomas Warr and Nathaniell Hunt who had ingaged themselves by Bill to him for the Same of 5000ˡᵇ of Tobacco and Caske payable upon the tenth of this present month and for his better Security by their deed in writeing had made over their Crops to him the Said True as by the Said Bill and Deed upon Record appeared, Notwithstanding which upon pretence that the Said Petitioner was privy to the Said Warr and Hunts late departure out of this Province or otherwise, the Said Crop had been Since the Said Deed of Mortgage attached at the Suit of the Lord Proprietary and others, for debts claimed to be due from the Said Warr and Hunt, albeit the Petitioners Said Debt was not paid at the day appointed nor otherwise, and therefore prayed that he might have the Said Crop for Satisfaction of his Said Debt according to the Said Deed of Mortgage and that the Same might be discharged from the Said attachments this Court upon consideracōn thereof and for that noe proofe was made to Satisfie the Court that the Said True was privy to the Said Warr and Hunts Said Departure out of this Province who were much indebted doth order that the Said Crop
p. 361 be discharged of the Said Attachments and to be disposed of by the Said True for Satisfaction of his Said Debt of five Thousand pounds of Tobacco and Caske, But upon the Motion of his Ldps Secretary Mr Thomas Hatton on the behalfe of Mr Edward Lloyd Commander of Annarundell County who was Surety for the Said True for the payment of Two thousand Seven hundred pounds of Tobacco & Caske to Nicholas Guyther and William Boreman for the Sloop afore Mentioned of them Bought by the Said True, which Sloop was Bound over to the Said Mr Lloyd to Save him harmless from the Said ingagement, as by a Deed upon Record appeares the Said Mr Hatton desireing that the Said debt of two Thousand

Seven hundred pounds of Tobacco might be paid in the first Liber B.
place out of the Said Cropp, for which the S[d] Sloop was Sold to Warr and Hunt, that Soe the Said M[r] Lloyd might be thereby disingaged: It is Ordered that before the Said Crop or any part thereof be otherwise disposed of by the Said True or any for him that he Shall Satisfie and pay the Said two thousand Seven hundred pounds of Tobacco and Caske to the Said Nicholas Guyther and William Boreman theire Executors Administrators or Assignes, and the Bill wherein M[r] Lloyd Stands bound as aforesaid for the Same to be taken in and Delivered to the Said M[r] Lloyd to be cancelled.

And upon further motion of the Said M[r] Hatton his Ldps Attorney on his Ldps behalfe desireing Satisfaction out of the Estate of Thomas Warr for Seven hundred Ninety five pounds of Tobacco and Caske due p Bill to Scipper Jacob Dirickson and assigned by him to his Ldps late receiver m[r] Green towards Satisfaction of the Custome due to his Ldp and for which an Attachment had been laid upon the Said Warrs Estate as aforesaid: It is ordered that all the Estate of the Said Warr (except the Crop aforesaid) be levyable towards Satisfaction of the Said debt Soe far as it will Extend.

Upon Mocōn made unto this Court this present day by his Ldps Secretary m[r] Thomas Hatton to be relieved upon an Attachment for 278[l] of Tobacco and Cask due to him by Judgment for ffees and by Bill out of the Estate of Thomas Hamper lately departed this Province, Touching which m[r] Wil- p. 362
liam Eltonhead Now moved the Court, declaring that he hired a Servant unto the Said Hamper for this year for Six hundred pounds of Tobacco and three barrells of Corne and Craveth that he may be Satisfied for his Said Servant out of the Said Hampers Estate. It is Therefore Ordered that the Said m[r] Hatton Shall be Satisfied Seventy eight pounds of Tobacco and Caske part of his Said Demand being Due upon Judgment out of the Said Hampers Crop of Corne, in the first place, and that in the next place, m[r] Eltonhead be Satisfied his S[d] demand for his Servant, And if there remaine any over plus, that then the Said m[r] Hatton be Satisfied his remaining debt of two hundred pounds of Tobacco & Caske due by Bill out of the Said Hampers Estate next after the Said m[r] Eltonhead.

Thomas Simons plt } The Compl[t] Sueth to be relieved against
William Cole deft } the defend[t] for Six hundred pounds of Tobacco due to him from William Bence which the defendant undertooke to pay as he alledged and produced the deposition of John Sturman for that purpose. To this the def[t] Answereth

Liber B. that the plfe did not accept of him for paymaster, and desired respite till the next Court to make his proofes. It is Therefore Ordered that the further hearing hereof be respited till the next Court.

Upon the Motion of Colonell Francis Yardley for an Att[a] against the Estate of Cap[t] Richard Husbands Mariner upon an Accompt of 1347[l] of Tob: now produced with Damages and Court Charges. M[r] Edward Packer Attorney for the Said Cap[t] Husbands being now present in Court offered to Secure in his Custody Soe much of the Said Cap[t] Husbands Estate as Should be Sufficient to be answerable to the order of Court upon hearing of this Cause the Next Court or when the Same Should be appointed to be heard. Which he is ordered to doe accordingly.

William Cole plfe
Henr Potter & ux, defts } The defend[t] Henry Potter informing the Court that his wife the other def[t] was Sick (whom the Matter Chiefly concerned) Craved reference till the next Court, which is ordered accordingly

p. 363 Thomas Bushell for his misbehaviour in Court being much in Drink is this day fined five hundred pounds of Tobacco and Caske to the Lord Proprietary.

1° April 1653. Execuc ad Satisfaciend July 21° 1653
this fine was by the Governour remitted Tho: Hatton

William Smith plt
Cap[t] W[m] Mitchell deft } Upon reading of Severall former orders made in this Cause. The Compl[t]s now Suit being for Certaine Goods by him Shipped in England for this place upon the defend[ts] account which were detained from him by the defend[t] as he alledged. To which the def[t] denyed that he ever had any Goods of the plfes. And the plfe being ready with his proofes the Matter in question was upon the defendants Motion referred to be tryed by a Jury And a Jury was accordingly impannelled for that purpose. But before any Charge Given to the Jury. Upon the defendants Motion (the plfe agreeing thereunto) the Court thought fitt and it is accordingly ordered that the further hearing of the Cause be respited till the next Court, and the def[t] to have liberty by that time to Examine what Wittnesses he Shall thinke fitt (de bene Else) of whose depositions the Court will then either allow or disallow of as Shall be thought fitt. And the hearing to be then preremptory

John Sturman plfe
Henry Bishop deft } The defendant not appearing being arrested upon the Compl[t]s Motion. It is ordered that in case the defendant Shall not by himself or his Attorney

appeare and Answer to the plfes Suit according to the writt, Liber B.
the next Court, the Sheriffe Shall be then responsible to the plfes demand.

Paul Simpson plfe } Walter Pakes deft } et e Contra

Walter Pakes produceing to this Court an agreemt in writeing betwixt Paul Simpson and himself whereby they had released each to other all Accons &c And the Said Simpson had released to the Said Packes a Bond by him Given of Peace and Good behaviour the Said release and Bond being both upon Record the Said Packes moved that the Said Bond for the peace might be Vacated according to the Said Agremt and release which is ordered accordingly—

Capt John West and— Capt Robert Abell by mr Thomas Gerrard their Attorney pltes David Odoughorty deft

Upon the Mocon of mr Thomas Hatton his Ldps Secretary on the behalfe of Mr Gerrard the plfes Attorney, and upon the reading of a former order made in this Cause the 20th of January last It is Ordered that if the deft Shall not by himself or his Attorney appeare and Answer the plfes Suit (according to the writt) the Next Court, the Sheriffe Shall then be responsible to the plfes demand in this behalfe as the Court Shall then upon the hearing think fitt. p. 364

Edward Scurfield by Willm Edwin his Attorney plfe Nicholas Cawseene defendt

The hearing of this Cause is by consent of both parties respited till the next Court upon the defendants wives Mocon

Upon the motion of Benjamin Gill touching three hundred pounds of Tobacco and Caske attached in Walter Packes his hands of Thomas Thornboroughes for the Rent of Mr Neales Plantation due from Thorneboroughe. It is Ordered that the Said Pakes make paymt of the Said Tobacco towards discharge of Soe much of his Ldps Rent as the Same was attached for, And that he be in that respect discharged against the Said Thorneboroughe and Gabriell Odgers his Attorney by this order

At a Court held at St Maries 24° Novembris 1652 } Present { The Govr Col ffranc. Yardley, Capt Jn° Price mr Tho: Hatton mr Job Chandler

William Whittle and Walter Pakes were this day Sworne before his Ldps Secretary to make a Just and true Valuation to the best of their Skill of the plantacon at Newtowne late of Joseph Cadle deceased

Liber B. Lt William Lewis plte } Upon a Petition this day Exhibited by
Paul Simpson defendt } the plte and upon reading of a former
order made in this Cause 22do Junij last and another of the
21th of January last. It is Ordered notwithstanding the Said
ordr of the 22th of June last) That the Sheriffe be at Liberty to
proceed upon the Execucon in that Order mentioned, and
what he Shall Execute thereupon to detaine in his Custody till
p. 365 the Next Court at which time both Parties are to appeare per-
sonally, And then the Court will proceed to give the plte Such
reliefe touching the premisses as Shall be fitt.

William Stevenson plte } The Complt by his Petition Sueth to
Walter Beane Admr of } be relieved for 330l pounds of Tob: and
mr Willm Brough deced def } Cask due to him out of the Estate of
William Brough deceased, and for a Cowe alledged to be
given him by the decedent p Will before his last departure for
Holland, To which the defr as Attorney of William Scott and
Sarah his wife the late widdow of the decedents, denyed the
Said debt of 330l Tobacco, and as touching the Cowe Claimed
by the plfe he pleaded a Subsequent Will. But the Court upon
two Severall deposicōns of Humfry Atwicks upon Record,
made in this Cause is of opinion that the plantiffe ought to be
Satisfied the Said three hundred and thirty pounds of Tobacco
and Caske And doth order it accordingly And as touching the
Cowe now Claimed upon the defendts mocōn, the further
hearing is respited till the Court in March next, by which time
the defendant is to bring in his Accompt of the Said Estate
according to his ingagemt upon Record, and the Court will
then proceed to give the plantiffe reliefe touching the Cowe
Now Claimed if there be Cause.

And in Respect it appeares upon Record, that the defendant
stands ingaged to be responsible for the decedents Estate, and
that the Same is Sold unto him by the Said Scott and his wife,
who never yet tooke any Administration thereof. It is further
ordered that the defendant Beane is to take forth Lres of
Administracōn cum Testam anne & of the decedent Broughes
Estate with Such Security to be given as his Ldps Secretary
(who hath the power of Granting the Same) Shall think fitt.
And that the Said Estate be praised and an Inventory thereof
taken as the Said Secretary Shall direct.

Memorand: that in the Margin of the Orriginall
Record Booke opposite to the forgoing Entry was thus
written vizt—

p. 366 24° Novemb 1652. An Administration was Granted ac-
cording to this order to Walter Beane of Broughes Estate cum
Testam Ann & the Invent to be Exhibited by 25° Martij and
Accompt to be given in the usuall form. p me

Tho: Hatton Sec

Lt Richard Banks and Walter Pakes were this day made Choice of and Sworne by the Secretary to make a Just & true Valuation of the Estate of Mr Willm Brough deceased to the best of their Skill. Liber B.

An Administracon is this 24th of No: 1652 Granted Walter Beane cum Testam anne & of the Estate above Menconed to Exhibit Inventory p 25 March next &c.—

Memorand: that the above last foregoing Entry is Crosst out in the Orriginall Record Booke

John Ashcombe plte
Ismael Wright deft } Upon mocon made to this Court on the behalfe of the deft (the plte not disagreeing therein) It is Ordered that the hearing of this Cause be respited till the next Court after the Surveyers returne from Ann-arundell.—

Francis Vandan plfe
William Boreman deft et ecom } The Complt by his Peticon Sueth to be relieved for two Cowes with Calfe or Calves by theire Sides the Said Cowes and Calves to have been delivered in may last was twelve months and for a heifer to have been delivered in May last, together with their increase and Damages, The defendt to this not denying the plaintiffes demand of the Cattle, desires to discount twelve hundred pounds of Tobacco and Caske at p Bill. To this the plant alledgeth he assigned over Bills to the deft for Satisfaction of the twelve hundred pounds of Tobacco and Caske two yeares Since, but the plt wanting Some proofe touching the Tobacco both Causes are by consent respited till the next Court, and both partys to attend then peremptorily, and that the Court will then proceed to give Such Judgmt in in both or either of the Said Causes as Shall be fitt, and both parties are bound to take Notice of this order for that purpose without further Warrant or Summons.

Upon motion made unto this Court by Zephania Smith Touching Seaven Sowes of three quarters of a Yeare old, which he had formerly bought of Thomas Hamper late of this Province as p a bill of Sale in Anno 1652, being Cropt on the right Eare, and on the left Eare under and overkeel'd, and craveth that he may take the Said Sowes into his possession for his own use and behoofe, mr Wm Eltonhead moveth the Court in the Same Cause alledging that the Said Hogs were Sold p by the Said Hamper to mr Richard Hodgkins, and that he bought them of the Said Hodgkins, And having not his proofe, craveth liberty till the next Court to make his title by Hodgkins Sale Good, It is ordered accordingly and that the Said mr Eltonhead make his right appeare by the next Court p. 367

Liber B. Capt Thomas Cornwallies plt } Upon the reading and perusall of an
William Smote defendant } order of the Seventh December 1648 and of another order 2do Junij 1649, and of another order of the 15th Novemb: 1649 and alsoe another order of the 25th ffeb: 1649 all made in this Cause, as likewise Severall Depo taken in this Cause upon Record. The Complt Suit being for a Cowe and her increase in the Said Severall order and Depositions mentioned being in the Defendants possession, which the plt Claimed as belonging to him, wch the deft denying, and the Complt being willing to have the tryall by way of Jury, the Court approveing thereof, Gave order to the Sheriffe for the Impannelling of twelve able Jurors for this purpose which accordingly he did theire Names being as followeth vizt mr Thomas Mathews foreman, Lieut Richard Banks, Sergt Mark Phepo, mr Jno Manfeeld, mr Walter Peakes, mr Walter Beane, mr Charles Manyard, mr Robert Cedger, mr John Nicholas mr ffrancis Poesey, mr John Medley, Mr George Mee To which Jurors nor any of them neither of the parties in this Cause tooke any Exceptions, Whereupon theire Charge was Given them in open Court as followeth vizt you Shall Sweare to Give in a Just and true Verdict to the best of your Skill and understanding upon the Evidences and proofes to be pro-
p. 368 duced unto you on either party in A Cause depending between Capt Thomas Cornwallies Esq plte and William Smoote defendt whether the Cowe and her increase in question now in the deftes possession doth in right and Justice belong to the Complt Capt Cornwallies or to the defendant Smoote.

After which Charge Soe Given to Every of the Said Jurors upon their Oath in the usuall Manner, they the Said Jurors withdrew themselves, And after Some time Spent upon this Tryall, they brought in their Joint Verdict, to which being Severally called by their Names in open Court they all in express words agreed, being in these words following vizt We find the Cowe to be the defendt Smoots with her increase, It is therefore by this Court Ordered and adjudged according to the Said Verdict That the deft William Smoote his Executors Administrs and assignes Shall from henceforth forever quietly and peaceably, have, hold, possess and Enjoy the Said Cowe together with her increase, and that the Sd Complts Suit touching the Same be forever hereafter Clearly and absolutely dismissed out of this Court and he the Said Complt is to pay all Court Charges in this Cause.

William Hardwich plfe } The defendant acknowledgeth a Judg-
William Empson deft } ment in open Court to the plantiffe of three hundred fifty and two pounds of Tobacco and Cake

2 dec 1653. Execut inde versus person ad Satisfaciend

John Dandy plant
Mr William Newgent
Defendant

The plantiffe Complaineth to the Court Liber B.
agst the defendant upon a Bill of four hundred pounds of Tobacco and Caske the defendant not Appearing, It is ordered that in case the defendant (being arrested) Shall not Some time this Court or the next by himselfe or his Attorney appeare and answer the plant Suit according to the writt the Sherriffe Shall be then responsible for the debt as the Court Shall adjudge

Capt Thomas Cornwallis Esq plte
Mrs Kathorne Hebden by Willm
Marshall her Attorney deft

According to the direction of a former order of this Court of the 22th of this Month made in this Cause the defts Attorney produced the Testimony of John Cage who deposed in open Court that he had heard mr Cuthbert p. 369
ffenwick confesse that he had received from Capt Robert Vaughan five hundred pound of Tobacco, and one hundred and twenty from William Wheatley upon the defts accompt and it Appeared by a receipt under mr ffenwicks hand that he had received of Richard Willane two hundred Sixty four pounds of Tobacco, and of the Sheriffe out of the Levy, four hundred and two pounds of Tobacco as before, being in the whole twelve hundred eighty Six pounds of Tobacco and Caske, which being deducted out of the Principall debt of two thousand five hundred pounds of Tobacco, there appeares to remaine due to the Complainant twelve hundred and fourteen pounds of Tobacco and Caske. It is Therefore Ordered that the defendant Shall forthwith pay to the Said Complt the Said Twelve hundred & fourteen pounds of Tobacco and Cask, and in Case the Said Defendt Shall hereafter make appeare to the Court that mr ffenwick the plantiffes Said Attorney hath reced any more Tobaccos or other Satisfaction towards the payment of this Debt than is before Expressed, the Said mr ffenwick Shall be Answerable for the Same to the defendt

Memorand: that in the Margin of the Orriginall Record Booke opposite to the foregoeing Entry was thus writen vizt

Thomas Cornwallis Esq acknowledgeth Satisfaction in open Court the 2d day of March 1653 upon this Judgment
Wittness his hand Tho: Cornwalleys

At a Court held at St Maries the 25th day November 1652 } Present { The Governr Colonell ffrancis Yardley Capt; John Price mr Tho Hatton mr Job Chandler

Upon the Complaint of Robert Kedger by Capt Willm Mitchell his Attorney, Shewing that Whereas there was

Liber B. Granted to the Complt: an Execucōn upon an order for Two hundred pounds of Tobacco and Cask: against the Estate of m^r^ Thomas Gerrard in the time of m^r^ Lands being Sheriffe, the
p. 370 Complt. having received no Satisfaction Craveth reliefe against the Said Sheriffe m^r^ Land in Answer declareth that he Executed Soe much as the debt Same to, in the hands of m^r^ William Bretton, m^r^ Gerrards then Attorney and that the Said Tobacco Soe Executed remaineth in the Said Attorneys hands, It is ordered that m^r^ Land pay the Said Tobacco unto the Complt and to take the Tobacco Soe Executed to his owne use

Charles Maynard plt
Lieut Richard Banks
Administr to Joseph
Cadell deceased deft

The Complainant craveth to have reliefe for Eight hundred Seventy five pounds of Tobacco and Caske out of the Estate of Joseph Cadell deceased due to him for two Shares of the Crop for his man and himself according to the decedents Agreement before his death, and the defend^t^ acknowledging the Said Agreem^t^ It is ordered that the Complt have Eight hundred Seventy five pounds of Tobacco and Caske out of the Said decedents Estate.

Jo: Maunsell plt
Rich: Banks Adm &c deft

Upon the Deposition of Charles Maynard It is ordered that the plt be paid Eight hundred Seventy five pounds of Tob: and Caske out of the Estate of the decedent Joseph Cadell being due by Bill and Accompt

William Whittle acknowledgeth a Judgm^t^ in open Court to his Ldps Secretary m^r^ Thomas Hatton of Six hundred pounds of Tobacco and Caske upon the Accompt of Cap^t^ Robert Vaughan as due to him from John Salter and assigned by the Said Vaughan to the Said m^r^ Hatton in part of Satisfaction of certain Tobaccos by him oweing to the Said m^r^ Hatton.

Upon the Motion of Cap^t^ William Mitchell declaring that Whereas a Judgment had been Granted him for Certaine Tobaccos and Corne due to him out of the Estate of George Manners deceased, and understanding that all or most of the Said Estate in goods was already runn out towards Satisfaction of former Judgments he desired that he might have Some of the debts due to the Said Estate by Specialty to the Value of his Judgment, assigned to him which he would accept of in Satisfaction of the Same, but other of the Creditors, haveing
p. 371 presedent Judgments Moved that they might be first Satisfied. It is therefore ordered that as well the Administrator as alsoe all the Creditors to the Said Estate appeare the Next Court,

where Such Course will be taken as well for the Satisfaction of Liber B.
the Creditors, as likewise in answer to the Motion Made by Edward Hall, husband to the Said Administratrix of being discharged from any further Medling wth the Administracō̄n as being illiterate and unfitt for the Imployment being of Some difficulty) as may with Safety and Conuenience

Mr ffrancis Brooks plt } John Dandy defendant } Upon reading of a former order made in in this Cause the 22th June last, The Complt Suit appearing to be for a Cowe a heifer and a weanling with theire increase in the defendants possession, and made over to him by the plant in August 1649 for his Security from a debt of three thousand pounds of Tob: and Caske for which he stood ingaged for the plantiffe to Colonell Littellton, which debt the plantiffe alledgeth he hath Since paid by Bill delivered to the defendant, and by one Thousand pounds of Tobacco and Caske paid to Col Littleton by the now Governour, thereupon the plantiffes Accompt, but the defendant in Answer Sayeth that he hath paid the debt to Colonell Littleton and in respect thereof claimeth the Cattle as due to him upon the Mortgage, It is Therefore ordered that the further hearing of this Cause be respited till the Next Court and by that time the plt (if he can) is to procure a discharge from Coll Littleton, or Some Note to Satisfie the Court what Tobaccos he hath received either of the plantiffe or defendant in Satisfaction of this debt or other direct proofe of payment, and then the Court will proceed to give the Complt Such reliefe herein as Shall be fitt, for which purpose both parties are then to attend Peremptorily.

Mr ffrancis Brooks plt } Monjoy Evelin defendt } The Complt having in October last taken forth an Attachment against the defendants Estate for Seven hundred pounds of Tobacco and Caske p. 372
returnable this Court, prayeth that the Same may be reinforced till the next Court and all proceedings thereupon which is ordered accordingly.

William Empson confesseth a Judgm^{t} in Court for three hund^{d} and Sixty pounds Tobacco and Caske due to m^{r} Phillip Land and Henry ffox the mark of
William M Empson

Upon the Motion of Thomas Cornwalleis Esq William Eltonhead, m^{r} Cuthbert ffenwick and Some other Inhabitants of this Province, Shewing what great Inconvenience the Inhabitants Sustained by divers herds of wild Cattle, and desireing that the Court would appoint that the Same might be gottin

Liber B. and killed, or otherwise Secured from anoyance, and his Ldps Attorney on his Ldps behalfe claimed Some right in the Said Cattle, and others disagreeing in the ways propounded of Shareing the Same the Court conceiveth that a busieness of Such Generall concernment and wherein his Ldp as the Attorney Generall now alledged was interrested, was more proper to be determined by An Assembly then by order of Court. It is thereupon ordered that the determination hereof be referred to the next Assembly.

Phillip Hide plt
mr William Eltonhead deft } The Complainant nor any for him appearing at this Court to prosecute, the defendt haveing appeared upon Summons and attended to Answer this being the last day of the Court which being now upon rising It is ordered that the Sd Complts Suit be dismissed for want of prosecution with one hundred pounds of Tobacco to be paid by him to the defendt for his Charge and trouble herein Sustained

This dismission Stands Good.
Tho: Hatton

The Court riseing the Governour appointed the next Provinciall Court to be held at St Maries the 20th day of January next

Mem that the two last forgoeing Entrys are Crosst out in the orriginall Record Booke.

Capt Willm Mitchell plte, Major Leavin Buskin by mr Cuthbart ffenwick his Attorney defendt } The plantiffe Sues for an Extent of the house and plantacon call St Thomas where he now dwelleth, for Satisfaction of a Servant Conditioned to be paid by the defendant to the plantiffe the last yeare, and Eight hundred forty & one pound of Tobacco Claimed by Accompt, for Nailes and other Necessaries used about the Said House, the defendants Attory makeing no objection as touching the Said Servant or Accompt, wch Accompt was now also Justified by the Oath of Richard Hodgkins, It is ordered that the Complt his Executrs and assignes Shall have the said house & plantation on Extent till the Said Servant and Tobacco be paid to the Said Complainant having by his oath now taken denyed Ever to have received any Satisfaction either for the Said Servant or upon the Said Accompt.

p. 373

The Court rising the Governour appointed the next Provinciall Court to be held at St Maries the 20th day of January next,

This Bill bindeth me ffrancis Vanenden of S^{t} Maries hun- Liber B. dred within the Province of Maryland planter doe bind myself p. 376 my heires Executors Administrators and assignes firmly by these presence to pay or cause to be paid unto William Boreman of the Same province his heires or Assignes the Just and full Sume of twelve hundred pounds of good and Merchantable Leafe Tobacco with Cask to be paid at or upon the tenth day of November next Ensueing the date hereof Wittness my hand this 24th of Sept 1650.

Teste John Metcalfe & ffriendship Toung — ffrancis Vanenden

Know all men by these presents that we William Boreman and ffrancis Vanenden doe Mutually bind our Selves our heirs Executors and Administrators each to other in the Sum̄e of two thousand pounds of Merchantable Tobacco in Leafe and Caske to Stand to the award of Cap^{t} W^{m} Mitchell and m^{r} ffrancis Brooks for the finall End of all differrences between us, The Said Sum̄e of Tobacco to be paid by him that Shall not perform Such award if made to the person that shall performe the Said award, In Wittness whereof the Said William Boreman and ffrancis Vanenden have Sett their hands this 21th January 1652.

Teste Richard Hotchkins, Walter Hall — ffrancis Vanenden, Willm Boreman

To all people to whom this present writing Shall Come I p. 377 Richard Ingle of Wapping in the County of Middlesex mariner, for divers good and Valuable Causes and considerations me hereunto moveing have assigned transferred and Sett over and by these presents doe assigne transferr and Sett over unto Thomas Cornwallis Gent all and every the Severall debts, bills, Specialties and things particularly mentioned and Expressed in the Schedule or Invoice hereunto annexed, To have, hold and enjoy the Same to the onely use of the Said Thomas Cornwallies his Executors or Assignes, and to the intent the Said Thomas Cornwallies and his assignes may be the better Enabled to recover and receive to his and theire own uses the Said debts Goods and Commodities in the Said Invoice mentioned, I doe hereby assigne transferr and Sett over unto the Said Thomas Cornwallies all my right and Title thereunto, and doe make him my Attorney and Substitute to ask, demand, and receive the Same, Giving and by these presents Granting unto my Said Attorney my full power and Lawfull authority touching the premisses, for me and in my name and Steed to Sue, Implead, prosecute pursue Seize, Sequester, arrest, attach, im-

Liber B. prison, and to Condemne and out of prison to deliver, and to Compound agree release acquitt and discharge and one Attorney or more under him to Substitute, and at his pleasure to revoke and further to doe, perform, Execute, end, and Determine all and every Such further act and acts, thing & things whatsoever as Shall be needfull or Expedient to be done or performed in or about the premisses or any part thereof as amply in every respect as I my Self might or could doe the Same if I were thereat from time to time present and did the Same personally and whatsoever my Said Attorney or any his
p. 378 Substitutes Shall Lawfully doe or procure to be done in or about the premisses or any part thereof to the use aforesaid, I doe and will ratifie confirme and allowe the Same for good and Effectuall in Law, at all times hereafter by these presents, In Wittness whereof I have hereunto put my hand and Seale Dated the Eight day of Sept 1647 and in the three and twentieth yeare of the Reigne of our Sovereign Lord King Charles

Richard Ingle.

Signed Sealed and delivered
in the presence of
ffran: Manestry
Will[m] Eltonhead

Notorus Publicus
John Browne his —

25[th] No: 1646 Inventory of the Papers received of Cap[t] Ingle for Goods and debts in Virginia and Maryland

1 A Receipt of Nathaniell Popes bearing date the 24[th] March 1644 for Certaine Goods marked E & R: G w[th] Some other things left with him p Cap[t] Ingle.

2 A Bill from m[r] Gerrard for 4[l] and ½ of Beaver and Eight hundred Sixty and four pounds of Tobacco bearing date the 15[th] of ffebruary 1643

3 A note of Barnaby Jackson for half his Stock of hogs bearing date the 14[th] of march 1644.

4 Thomas Baldridge his Bill bearing date the 5[th] April for 500[l] of Tobacco & Caske

5 & 6 A Bill and note of John Sturmans the one dated the 10[th] of April 1645 for Satisfaction of tenn pounds of powder the other dated the 4[th] of April 1645 for 900[l] of Tob[o] & Caske

7 A Copie of a Judgment against Thomas Bradnox for 900[l] of Tobacco and Cask dated the 18[th] of march 1642

8 An acknowledgm[t] of Cap[t] William Stone dated the 10[th] of Aprill 1645 for the receipt of a Bill of Argall Yardley's Esq for 9860[l] of Tobacco and Caske, and another of m[r] Willm Andrews for 14 hhds of Tobacco.

9 A Bill of Cap[t] William Ropers dated the 3 of April 1644 for 300[l] of Role Tobacco

10 John Hinmans Bill dated the 8th of ffebruary 1644 for 1421l of Tobacco & Caske. Liber B.

11 A Bill from John Hollowes & John Wavell dated the 24th march 1644 for 700l of Tobacco and Caske—

12. Doctor Waldrons Note for 20s dated the 13th Aprill 1642 p. 379

13 An Accompt of mrs Wheatley's of Accomack for 3000 weight of Tobacco with an Invoyce of Goods, a bill of mr William Brainthwaites dated the tenth of ffebruary 1640 for 1400l weight of Tobacco and Caske.

14 & 15 A Receipt of Capt Stones for Goods reced of mrs Wheatleys, as alsoe another of Capt Stones for other Goods received of Capt Ingle.

16 A Receipt of Capt William Ropers for divers Accompts due at Ackomack amounting to the quantity of 4563ll of Tobacco and Caske, which is Since in the hands of Capt William Stone

Michael Baisey having married the widdow of Anthony Rawlings deceased out of his owne free will and affection unto John Rawlings Eldest Son of the Said Anthony and towards the raising of a stock for him doth hereby Give & deliver unto and to the use of the Said John Rawlings one Cowe Calf about four months old already marked with his the Said John Rawlings Marke viz. Cropt on the left Eare and a hole in the Crop and two Slitts in the right Eare. Wittness his hand this 28th day of January 1652. Michael W Baisey
Testor Tho: Hatton his mark

January 7th 1652. According to an Order of the 22th of April last an Administracōn is this day Granted to Henry Coxe (in the behalf of the Children of Robert Ward deceased (whose widdow the Said Cox married being also deceased) of all the rights, debts, Goods, and Chattels late of the Said Robert Ward upon his oath taken to Exhibit an Inventory by the 25th of march next if &c And that according to the Said order he Improve the Said Estate as much as in him lieth, for the Good and behoofe of the Said Children That he pay the debts &c and make a true Accompt &c in the usuall forme

This Indenture made the first day of November in in the Yeare of our Lord God one Thousand Six hundred forty and three between Thomas Gerrard of St Clements in the Province of Maryland Gent of the one party, and Cornelius Canedy of the Same Province Brickmaker of the other party, Wittnesseth p. 380 That the Said Cornelius Canedy Shall well and truely Serve the Said Thomas Gerrard Gent his heires Administrators or

Liber B. Assignes for and during the Terme of three years from the day of the date hereof in Brickmakeing or other Such Service or Imploym^{t} as he the Said Thomas Gerrard Gent his heirs or Assignes, Shall Seem best to imploy him in, In Consideration whereof the Said Thomas Gerrard Gent. Is to find him with meate drink Sufficient Apparell and Lodging with other Necessaries during the Said Terme, and at the end of the Said Term, if the Said Cornelius be living, the Said Thomas Gerrard Gent is to give him or his Assignes in ffreehold for ever two hundred Acres of Land (paying therefore Yearly at the usuall time and place two Barrells of Good Corne, with a Sufficient house upon the Same of Twenty five foot Long and Sixteen foot wide, Two Cowes or heifers with Calfe, two Sowes with pigg, two Goates with Kid, five Barrells of Corne, a bed fill'd with feathers or flocks a Pillow and one Rugg, two dishes one pott and Six Spoons. In Wittness Whereof the Said Thomas Gerrard Gent, hath hereunto put his hand & Seale the day and yeare &c:

Thomas Gerrard

Sealed Signed and Delivered
in the presence of.—
William Bretton Clk
John S Shurtcliffe

To all to whom these presents Shall come Whereas Thomas Gerrard of the Province of Maryland, hath late had in possession one Servant named Cornelius Canedy which Said Servant hath lately Runn away from his Said master Thomas Gerrard from the Said Province of Maryland as by a writt directed from the Right Worshipfull the Governour of Virginia more at Large appeareth. Now Know Ye that the Said Thomas Gerrard for a Valuable Consideracon̄ in hand received, doe by these presence Sell Bargaine and make over unto Morrene Delammonda of Virg^{a} Chirurgeon or to his Executors or Assignes all my Right, Interest and Title in the Said Servant for the full Terme of yeares belonging unto me by Indenture Beginning at the 13th day of ffebruary last past, and after untill the first day of November next come two yeares fully to be Compleat and ended, and I doe further bind my Self my Executors or Assignes to Warrant; and ensure the Said Ser-
p. 381 vant unto the Said Morren delamondayes within the Colony of Virg^{a} and further to Warrant and Secure the Said Servant for the full Terme of one yeare and one day after the date of these presents, and for the further Security of hin the Said Morren delamondays, I the Said Thomas Gerrard doe bind my Self my heirs or Assignes, In case the Said Servant happen to decease within the Terme of one yeare and a day, after the

date hereof to pay unto the Said Morren delamonday his heires Executors of Assignes the full quantity and Sume of twelve pound Sterling to be paid in Goods according to the rates and Valuacon of this Colony, and I doe further bind my Self or my Assignes to Cleare the Said Morrene or his Assignes from all payments due unto the Said Servant by Indenture, at the expiration of the Said time, for the true performance of all and Singular these Covenants the Said Thomas Gerrard doth bind himselfe his heires Executors or Assignes firmly by these presents, In Wittness Whereof hath hereunto Sett his hand this 28th ffebruary 1643 Liber B.

Signed and Delivered in the presence of us—
James ffrancis
Caersyen Cuersyaente

Thomas Gerrard

The Deposition of Susan Warren Sworn & Examined the 19th January 1652 Sayth

That when mrs Ann Boulton now the wife of Mr ffrancis Brookes dwelling with Capt William Mitchell at the house called St Thomases She this depont was then and there present when the Said mrs Boulton Delivered to the Said Capt Willm Mitchell a piece of Scarlett of which afterwards there was made a Cap for the Said Capt Mitchell and Some there was to Spare, As alsoe a piece of flanders lace as much as laced a Cap for the Said Capt Mitchell, as alsoe a piece of Holland as much as made a Couple of Caps for him, and also about Six Yards of 4d broad Ribbon as this depont taketh it, And Likewise a Scolop for a Cap, for all which particulars the Said Capt Mitchell in this deponents hearing promised to give the Said mrs Boulton Satisfaction, And further this Depont Saith that the Said Capt Mitchell in this depts presence at the house aforesaid tooke from the Said mrs Boulton the keys of two Trunks which She the Said mrs Boulton claimed to be hers, which Trunks and keys the Said Capt Mitchell from that time detained from the Said mrs Boulton, till he had Sold her of to her now husband as this deponent taketh it. And further Sayth not p. 382

Jurat die & Anno Sup: dict Tho: Hatton

The Deposition of ffrancis Vanenden Sworne and Examined the 25th January 1652 Sayth

That about 3 years Since ffrancis Brooks gave way to him this deponent to take up a Cow of his (as he Said) going then in or about the ffields at St Maries; And to take the milk of her for this deponents own use. and Some time afterwards, he the Said Brooks gave this deponent direction to deliver the Said Cow to John Dandy. And further this Deponent Sayth,

Liber B. that the Said ffrancis Brooks in the time of his Sickness about the time aforesaid willed this depon^{t} to tell John Dandy that he the Said Brooks desired that he might Come to the Said Dandys house and abide there for his better accomodation during his Sickness, or to that Effect And that he this dep^{t} did afterwards acquaint the Said Dandy with his the Said Brooks desire afores^{d} And further Saith not

Jurat die & Anno Sup^{a} dict Coram me. Tho: Hatton

p. 383 This present writeing Wittnesseth that We Edward Hall and Rebecca his wife the Administratrix of the Estate late of George Manners deceased her former Husband, doe hereby make and appoint M^{r} Henry Coursey our Attorny to Commence prosecute and defend, all Causes that are or Shall be depending in Court within this Province, and to all other intents and purposes touching the Said decedents Estate: as fully in Every respect as we our Selves or either of us might can or may do. Wittness our hands this 25th day of January 1652.

the mark of
Attestate p me — Edward × Hall
Tho: Hatton Secr — Rebecca × Hall

William Edde maketh oath that about the Middle of October last being requested by m^{r} Geo: Mee for that purpose he willed one Richard Gaines Servant to John Cornelius to tell his Master that the Said M^{r} Mee did expect him the Said Gaines to be returned to him againe for that the Servant which the Said Mee had from Cornelius in Exchange for him was not an able Servant according to the bargaine or to that Effect.
Sworne in open Court 22 January 1652

The Deposition of Garrat Bary Sworne this 22th January 1652 Sayth

That about Six Months Since Comeing down in a boate with John Roads now Servant to m^{r} George Mee the Said Reads Sitting as this depon^{t} doth think as if he had been Sick, he this Deponent Sayth he asked the Said Roads how he did and whether he was Sick, the Said Roads answered that he was not well Saying further that he had, had a fever and Ague ever Since they had been out of the first weeds or to that Effect, and further Sayth not.

Jurat die Anno Sup^{a} in open Court

Tho: Gregory maketh oath 22th January 1652 Sayeth That John Cornelius was to deliver to m^{r} Geo Mee by agreem^{t} be-

twixt them as able a man as he the Said Mee delivered John Cornelius, and that this deponent was imployed in bringing mr Mee's Man to the Said Cornelius, and to bring Cornelius man to the Said Mee, and Comeing along with the Said man of Cornelius the Said man Said that he was Sorry that mr Mee had Exchanged for him, not knowing him, for he was no Sound man, this Depont asked him why he did not tell him Soe before he came from home, Saying if he had he would not have brought him, And further Sayth not. Liber B. p. 384

Jurat Coram me Tho: Hatton

Thomas Methin aged 45 years maketh oath in open Court the 21th January 1652 Sayeth that he this Depont could not See any disability in John Roads by his labour and that for ought he knoweth he was in health and able in body when he was delivered to mr Geo: Mee. And further Sayth not

Jurat in open Court

At a Court held at St Maries the 20th January 1652 } Present Wm Stone Esq Governor, Robert Brooks Esq, Capt John Price, mr Tho: Hatton, mr Job Chandler & mr Richard Preston

ffrancis Brookes Complt } Monjoy Evelin defendt } The Complt Suit being to be relieved for five Hundred & forty pounds of Tobacco and Caske and Damages, for the Satisfaction of of which debt a Servant of the defendants in the possession of Thomas Gerrard Esq had been attached by the Sheriffe, by vertue of an attachmt issued out in Sept last, and the hearing the last Court respited till this Court, It now appearing by a Note under the defendants hand directed to Levin Denwood for the payment of the Said five hundred and forty pound of Tobacco to the Complt, the Said note being Wittnessed: and mr Mathew Stone now averring in open Court that he had upon that note demand the Said Tobacco of the Said Denwood for the plfes use which was not paid. And by other Letters and papers now produced, that the Said Debt is Still due and unsatisfied, And nothing being made appeare to the Contrary, but that the Servant attached is Liable thereunto. It is Therefore Ordered that in Case the Complt be not otherwise Satisfied his Said Debt with Court Charges within five weekes now next Ensuing, that then Execution is to issue out for the Satisfaction of the Said five hundred and forty pounds of Tobacco and Caske to the plt with Court Charges by Appraisment of the Said Servant, who in the meane time is to remaine with the Said mr Gerrard he haveing promised to Secure him in his possession till then for that purpose. p. 385

Liber B. Mr John Ashcomb plt } Upon the plfes motion, It is Ordered
Ismaell Wright deft } that the Defendant doe forbeare to Cutt down or alter any the marked Trees of the Complts bounds or otherwise to disturb hin in his possession of the land in question, till the hearing of the Cause be Ended upon paine of the Censure of the Court in case of his Contempt in this particular

Thomas Bennett against whom a Speciall Warr[t] had issued out for his apprehension as Servant to m[r] Peter Langdell Clarke, appearing this day moved the Court, informing that he was a freeman haveing Served out his time and Desireing to be discharged from the Said Warr[t] And Thomas Gerrard Esq m[r] Langdells Attorney not being able to prove to the Contrary, It is ordered that Bennett Continue with m[r] Gerrard 6 months, and that if the Said m[r] Langdell upon Notice Shall not in the meane time, Satisfie the Court by proofe that the Said Bennett is his Servant, he Shall at the end of the Said Six Months be freed, and m[r] Gerrard will in that case allow him meat drink and Clothes during that time, and a Suit of Clothes and 3 Barrell of Corne at the Expiration of that Time.

Thomas Cornwallis Esq plt } A Petition was preferred by the plan-
Thomas Gerrard Esq deft } tiffe to have reliefe against the defend[t] pretending that the defend[t] had unlawfully possessed himself of the Complts Estate, Assigned to him by Cap[t] Richard Ingle as by the peticō upon Record Appeares, The defendant Answers that he possessed himself of noe part of the Said Estate
p. 386 but by a Just and a Legall Course as he can make appeare if the Court will allow him time to produce his writeings for that purpose, It is Thereupon Ordered that the further hearing hereof be respited till a Court to be held the Second day of the next Assembly, In case an Assembly be appointed to be held for this Province before Aprill next, And if not then till the tenth of that Month And the Court will then proceed to the further hearing thereof as shall be thought fitt.

p. 387 Thomas Cornwallis Esq[r] plt } The Complain[t] as Attorney & As-
Thomas & John Sturman defts } signee of Richard Ingle, Marriner Sues for Tobaccoes Claimed to be due from the defendant to the said Ingle which the def[t] John Sturman by his Answer denies to be due, It is ordered that the hearing be respited till the next Court, and the Records to be Searched in the Meanetime whether any Act of Attender were passed here against the Said Ingle.

p. 388 Thomas Cornwallis Esq plt } The plantiffe Sues to be relieved
John Sturman defendt } touching a Cow of his & alledged to have been mismarked by the defendant in the time of the late

troubles here, which the defendant denies by his Answer and Liber B.
the plantiffe wanting his proofes desires a respite till the next Court, which is ordered accordingly, and the Complt is then to produce his proofes.

Willm Stone Esq Governour plt } The Governour moves the Coun-
Mr William Battan defendant } cell by Petition to have reliefe against the defendant for 10000 pounds of Tobacco and Caske which he alledgeth he hath been damnified by the defendant by Entertaining his overseer to drink in his house & otherwise pnt p petition; the defendt pleads he wants his proofs in the Busieness and requests the Court to Grant him respite till the next Court, which is ordered accordingly by which time he is to Summon his Wittness: and to appeare peremptorily

His Lordships Attorney Complained against Willm Battan for Selling or retailing of wine and other Strong Drink & Suffering the Same to be drunk in his owne house without Licence Contrary to the Law of England in that behalfe And the Said Battan not denying the Same, It is ordered that he pay one hundred pound of Tobacco & Caske fine to the Lord proprietary for his offence in that respect

The Deposition of Robert Taylor aged about 30 yeares being Sworne and Examined in open Court the 20th January 1652 Sayeth

That he doth conceive that the Governor was much damnified for want of plants the last yeare, And he doth alsoe believe that the drink which James Morphew had at mr Battans was the Cause of it, and verily believeth the Governour could not be less prejudiced then twelve hhds of Tobacco by the Said James Morphews Neglect in his occasions the last yeare

Sworne in open Court

The Deposition of John Tompkinson Aged 35 years or thereabouts Sworne and Examined in open Court this 20th January 1652 Sayeth

That James Morphew Servant or Overseer to Wm Stone Esq Governour of this Province did Neglect his Busieness in the Beginning of the year in drinking at mr Battans Thereby Neglecting Sowing of Tobacco Seed and for the want of plants p. 389
could not plant his Crop in a Seasonable time as other men did, By which means the Said Governor as this Depont verily believeth was damnified in his Crop to the Value of fifteen or Sixteen hhds of Tobacco at the least more then he made, and further this depont Sayth Not

Sworne in open Court

Liber B. Mr John Abbington plt } The Complt by his petition craveth to
Mr James Knott defendt } be relieved against the defendt alledging
thᵗ the defendant, notwithstanding he had given him warning to the Contrary, hath built and Cleared upon the Complts Land being one hundred acres lately taken up by the Said Complt on the North Side of Putuxent River, to which the defendant answers that he had a Verball Grant from the Governour first, And upon further debate had in this Cause, It is Ordered by consent of both parties, that the defendt pay the plfe 300ˡ of Tobacco and Caske and Court Charges and alsoe the Charge of Surveying of the Said Land, and to returne the rights of one hundred acres of Land to the Complt in Lieu thereof, And the defendant taking a Grant of the Said Hundred acres from his Ldp is to Enjoy the Same accordingly.

Robert Taylor plant } The plant by his Petition craveth to be
Robert Brook Esq deft } relieved against the deft alledging that the defendt hath killed divers of his hogs, the defendt in Answer denieth the Same, and putting the plf upon his proofs, the Complt alledging the deft hindred his Wittness from appearing at this Court, It is ordered that the further hearing of this Busieness be respited untill the next Court, and both parties to be at Liberty to Examine what Wittnesse they think fitt and then both to attend peremptorily

At a Court Held the 21th January, present
{ Governour, mr Robt Brooke Capt John Price
Mr Thomas Hatton, mr Job Chandler
Mr Richard Preston }

p. 390 William Stone Esq Govr plt } The plantiffe Sueth for four Thou-
William Empson defendt } sand two hundred and five pounds of Tobacco and Cask upon Accompt for Goods, the Defendant acknowledgeth that he had five hundred Thirty and Six pounds of Tobacco's worth in Goods upon his Accompt from the Governour and further declareth that he reced Truck from the Said Governor to put of amongst the Indians which he alledged he did according to Instructions It is ordered that it be referred unto mr John Hatch Lieutent Willm Lewes and John Maunsell to consider of the Governors demand touching the truck by him delivered to William Empson the defendt and whether the Said Empson hath according to his ingagemt to the Governor Endeavoured to put of the Said Truck to the Governors best benefitt or not, And to certifie the Court how they find the Same who having Spent Some time in the Busieness returned their Certificate to the Court in these words following: This 21th of January 1652, Whereas the Governor Charges William

Empon with an Accompt of Truck and other Goods to the Liber B.
Value of four thousand two hundred & five pound of Tobacco and Cask, and Creditor for Roanoke and Corne two Thousand four hundred, We whose Names are hereunder Specified do find the Accompt to be very reasonable and Just only Except Seventy pounds of Tobacco, which is to Say in twenty Small Axes. forty pounds of Tobacco, and likewise in twenty howes Thirty Soe there rests due to the Governour from William Empson Seventeen hundred twenty five pound, William Lewes, John Hatch, John Maunsell his mark, Upon Consideration had of this Certificate. It is thereupon Ordered that the defend^{t} pay unto the Complainant the Said Sume of Seventeen hundred twenty and five pounds of Tobacco & Cask according to the Said Certificate

9 dec 1653. Execuc Sup inde ad Satisfaciend 1425^{l} Tob: Rem Judicij Sup dict.

Thomas Symonds plte } Both parties attending this day accord-
William Cole defend^{t} } ing to the order of the last Court and the Testimony now produced being not Sufficient for the Cleering of the Cause It is againe thought fitt and So Ordered that the p. 391
hearing be respited till the next Court and both parties then to produce theire proofes.

William Empson was this day fined Twenty pounds of Tobacco to the Lord Proprietary for Swearing prophanely in open Court.

John Cornelius is this day fined Twenty pounds of Tobacco to the Lord Proprietary for prophane Swearing in open Court

John Hallowes Attorney of Capt Henry ffleete by Edward Packer his Attorny } plte } The Complts Suit being for 1500^{l} Tob payable by the def^{t} to the plfe Cap^{t} ffleete 10 No: 1649 as appears by Specialty. The defend^{t} by his Answer desired respite alledging he can prove the debt to be paid It is Thereupon ordered that the further hearing hereof be respited till the next Court, And if the defendant Shall then faile in his proofes the Court will then proceed to give the plte reliefe upon his Bill as Shall be thought fitt

Mr William Eltonhead defend^{t} }

Thomas Gregory acknowledgeth a Judgm^{t} in open Court to Thomas Cornwallis Esq & partners for one thousand thirty and four pounds of Tobacco & Caske.

Know all me by these presence that I Thomas Connerye doe Constitute and Appoint my loving m^{r} ffrienship Tounge my

Liber B. true and Lawfull Attorney to all intents and purposes as if I my Self were personally present as Witness my hand this 17 January 1652.

the mark of Thomas Connerye

Wittness Cuthbert ffenwick

Thomas Cornwallis Esq plt
Walter Beane Administr of
William Brough deceased deft

The Complaint Suit being for one hundred pounds of Tobacco by account due from the Estate of the decedent Broughe Anno 1642 the deft agrees that upon mr ffenwicks Oath to be taken that the debt is not Satisfied he will be responsible for it out of the decedents Estate

Richard Bennett Esq Govr of Virga
By mr Thomas Hatton his Attorney } plt
James Linsey defendant

The Complt Sueth for one thousand forty nine pounds of Tobacco and Caske, with four hundred and twenty pounds of Tobacco Interest for five yeares due formerly from the defendt to Epaphroditus Lawson and
p. 392 assigned by him to the Complt, The defendt by his Answer acknowledgeth the parcells mentioned in the Accompt but alledgeth they did not amount to the Said Sume of one Thousand forty and nine pounds of Tobacco, but having noe proofe to the Contrary, It is ordered that the defendt forthwith pay unto the Complt his principall debt of one thousand forty and nine pounds of Tobacco and Caske with Court Charges, but for the plantiffs demand of Interest the Court doth not thinke fitt to allow the Same

Tho: Connery by his Attorny
ffriendship Toung plte
Edward Claxton by Mark
Phepo his Attorney deft

The Complaint Sueth upon a Bill of three Hundred pounds of Tobaccoe and Caske dated the 3d day of ffebruary 1650 the defendant by his Attorney Craveth a respite, but the Court being Satisfied concerning the Justness of the debt, It is ordered that the defendt pay pay fortwith, to the Complt or his Assignes the Said three hundred pounds of Tobacco and Caske, and the Bill is to be delivered up to be Cancelled, which was Entred into by Claxton to Edward Hudson Attorney of Robt Holt and by Holt assigned to Connery.

Bill Cancelled

Ult. ffebr 1652 Execuc inde ad Satisfaciend

His Ldps Attorney Generall Mr Thomas Hatton informing the Court that Some dispute, was made by divers of the Inhabitants of this Province, whether his Ldps Rents were payable here, from the time of the Survey or the delivery of the Grant, and whether any Rent ought to be paid for the Same

year wherein the land was Surveyed in Case the Survey were not made twelve months or near thereabouts before the day of paym^t^ the Said Attorney moved to have the resolution of the Court herein, for his more Warrantable proceedings touching the Said Rents, Soe as neither his Said Ldp nor the Inhabitants may be injured thereby. And Cap^t^ Cornwallis, M^r^ W^m^ Eltonhead and Some others of the Inhabitance present in Court made what Allegations they thought fitt in the Busieness, Upon Consideration whereof the Governour and Councell this day present in Court Unanimously Gave theire Votes, that his Ldps Rents were Accomptable from the date of the Certificate of Survey, and that for the first yeare where the Survey is Made within lesse than twelve Monthes before the rent day that a proportionable Share of that yeares Rent be paid for the time betwixt the Survey and the first rent day Appointed by the Grant Liber B. p. 393

William Smoote moveth the Court to be relieved against Cap^t^ Thomas Cornwallis for the increase of a Cow recovered at a Court held the 22^th^ November last, with his Charge and Damages in the Busieness, the Court finding that there is Noe increase, but what Smoote is alread possessed of, finds noe Cause of Giving him any further reliefe in that particular, And as touching the Charge It is Ordered that Cap^t^ Cornwalleyes pay four hundred and three pounds of Tobacco and Caske to the Compl^t^ Smoote according to an Accompt thereof (now produced by the Secretary) of former Courts, the Court Charges upon the hearing the 22^th^ November being alsoe payable by the Said Cap^t^ Cornwallyes who is ordered also to pay one hundred pounds of Tobacco and Cask more to Smoote for his trouble and Expences that Court

M^r^ George Mee plt
M^r^ John Cornelius deft } The plantiffe Sues the defendant for that he did not deliver to him as able a Servant according to Bargaine as he delivered to the defendant the defend^t^ by his Answer Alledgeth he did whereupon the plantiffe craveth to have a Jury, and the Court Giving order for that purpose the Sheriffe Impannelled M^r^ Phillip Land, m^r^ Thomas Mathewes, m^r^ Richard Hodgkins, m^r^ ffriendship Toung, Serg^t^ Marks Pheypo m^r^ William Whittle, m^r^ Andrew Wardner, Lieu^t^ William Lewis, m^r^ Nicholas Cuzeen, John Maunsell, M^r^ ffra: Brooks m^r^ Walter Hall, to be of the Jury in the Cause who having made Choice of M^r^ Phillip Land for their foreman were Sworne in open Court, and their Charge Given them as followeth, You Shall Sweare to give in a Just and a true verdict to the best of your Skill and understanding upon the proofes to be produced unto you in a Cause now p. 394

Liber B. depending in Court between mr George Mee Complt and John Cornelius defendant whether the deft Cornelius delivered to the Complt Mee an Able Servant according to his Bargain and agreement or not, and upon consideracōn taken of the time the Said Servant hath been in mr Mee's possession and till now no Complaint Made, and upon the whole Matter, whether the Complt Mee ought to have any reliefe herein or not, after which Charge Soe Given them the Said Jurors they having Spent Some time in the Busieness, returned their Joint Verdict in these words following, We find the Bargaine not performed according to Agreement but that the plantiffe ought to be relieved; Upon which Verdict, It is ordered that the Complainant Shall have his Servant againe which he gave in Exchange for the defts Servants in question, as also the defendant to have his, but in respect of the Complainants keeping the Said Servant So long in his possession without Seeking for recompence, and in respect of Some Charg and trouble which it appeares the defendt hath been at in Cureing the Servant which he had of the Complt in Exchange as aforesaid of a Sore foot, The Court thinks fitt and it is Soe ordered that the Complainant pay all Court Charges in this Suite.

The Deposition of Mary the wife of William Edwine Sworne the twentieth day of January 1652 Sayth

That Goodman Hoult had Cattell at her husbands house this depont asked ffra: Brooks why he Sued this deponts husband he Answered because he did detaine the Said Cattell which did belong then to John Dandy Saying further that John Dandy Sued him for the Cattell, further this deponent Saith that She
p. 395 asked him the Said Brooks, whether he would let her have the Milk of a Cow and a heafer for that yeare upon hier, the Sd Brooks Answered that he could not for John Dandy had a firme Bill of Sale for them that he could not dispose of them and that they were the Said Dandys, these words or words to this Effect, And further Sayth not

Tho: Hatton

At a Court Held at St Maries the 22th Janry 1652 present the Governr Mr Hatton, mr Chandler mr Preston

William Eddey Sworne and Examined in open Court this present day Sayeth.

That he was present about Six Monthes Since when George Mee and John Cornelius made a Verball Agreemt for the Exchange of two Servants, and that the Sd Cornelius did upon

the Said Bargaine or agreem[t] promise to deliver to the Said Mee as able a hand as any was in Maryland, and could doe as Sufficient a dayes work or to that Effect, And further this depon[t] Sayth that the Servant which the Said Cornelius Upon the S[d] Agreem[t] delivered to the Said Mee, was not (in the best of this Deponents Judgm[t]) according to his Bargaine neither hath the Said Servant Soe far as this depon[t] could perceive done nor (as this depon[t] verily believeth a dayes work or Answerable to the Said Cornelius promise and Agreem[t] aforesaid, Since he was delivered to the Said Mee upon the Bargaine, And further Sayth not Liber B.

M[r] Richard Hodskins maketh oath that according to a Cancelled Deed in writing now produced unto him (Thomas Hampar Sold to him this Deponent in May 1651 halfe his Stock of Hogs, for which he was to pay the Said Hampar, according to the Said Cancelled writings two hundred pounds of Tobacco and Cask And that this Depon[t] did Assigne his Share of the Said Hogs to m[r] Eltonhead. And further Sayth not. p. 396

Sworne in open Court this 22[th] January 1652

Michael Basey plt
Hen: Cox & Jn[o] Boulton deft } Upon the defend[ts] Motion who appeared this day at the plt̄es Suit upon an Arrest & requesteth the Court that the plt̄es Suit may be dismissed he not prosecuting thereupon, It is ordered accordingly and that the Complt pay the defendants one hundred pounds of Tobacco, a piece for their Charge and Trouble in attending Since the beginning of this Court with Court Charges.

M[r] Richard Hoskins maketh oath that when I this Depon[t] was in the Service of Cap[t] William Mitchell having power from the Said Cap[t] Mitchell to Com̄and the Said Mitchells Servants that William Smith was then as one of his the Said Cap[t] Mitchells Servants obeying my Command in fetching wood and water as occasion required.

Sworne in open Court this 22[th] January 1652

John Bailey maketh oath in Open Court this 22[th] January 1652. Sayeth

That William Smith being at m[r] Hattons Challenged two Brasse kettles then there, this Dep[t] hearing him did rebuke the Said Smith telling him as the Truth is that he this Depon[t] Bought them kettells with Cap[t] Michells Money his then Master, And this Depon[t] further Sayth that he being at the house of m[r] Phillip Lands dressing the Said Lands wedding

Liber B. dinner, in there was taken out of his possession Certain parcells of Pewter, and to the best of his this deponents remembrance being Seven dishes Great and Small, upon which this Depon[t] Told his Said then Master, who calling m[rs] Williams to Accompt She the Said Williams did acknowledge that She had them, and forthwith did deliver the Said Pewter into this Deponents possession againe, and further this depon[t] Saith that the Said m[rs] Williams did Challenge a great pasty plate as her owne marked with W M. and further Sayth not.

Jurat in open Court

p. 397 The Deposition of John Wheeler Aged 21 yeares or thereabouts Sworne and Examined in open Court this 22[th] January 1652.

Sayth. That William Smith told this deponent aboard the Ship at Debtford, when they were Comeing for these parts of America, that he the Said Smith was Servant to Cap[t] Mitchell for the terme of four yeares, the occasion of the Said Smiths S[d] Report to this Deponent was, that the Said Mitchell Sending this Deponent aboard upon his acc[t], biding the Said Deponent Inquire for Smith his the S[d] Mitchells Servant when he came aboard, and to Carry this Message to the Said Smith, that he Should take him into his Custody and looke after him, or words to that purpose, and further Sayth not.

Jurat.

George Howes aged 23 yeares or thereabouts Sworn and Examined this 22 January 1652. Sayeth

That being aboard the Shipp called Thomas and John at Debtford and then bound for these parts of America, William Smith haveing in his Custody Clothes for Cap[t] William Mitchells Servants, this Deponents then Master, when the Clothes were delivering out, Morter a Taylor then Servant to the Said Mitchell desireing Something out of the Chest from the Said Smith, but, what this dep[t] cannot tell, the Said Smith replying that he would have them Stay till the Said Cap[t] Mitchell, or Some from him came aboard, further Saying that he the Said Smith was a Servant as well as they, and Could not deliver without order.

Jurat

At a Court Held the 24[th] January 1652
present. the Govern[r] m[r] Hatton, m[r] Chandler m[r] Preston

Marks Phepo plt } The defendant desires time for the Exam-
Edward Hall deft } inacō of his Wittnesses, It is ordered that the hearing of this Cause be respited till the next Court, and the def[t] is by that time to produce his proofes peremptorily

Edward Scurfeeld by Willm Edwin his Attorny } plt
mr Nicholas Cuseen defendant }

The plţes Suit being for Satisfaction for one Cersey Suite amounting to two Hundred and fifty pounds of Tobacco and one fustian Suit at Eighty pounds of Tobacco, and fower Ells of fustian at Eleven pound an Ell comes to forty four pounds of Tobacco and one Shaggd Hatt twenty and five pounds Tobacco, one Blankett at Eighty pound of Tobo which clothes the plţes Said Attorney alledged had been delivered to the defendt by the plţ Scurfield and never any Satisfaction given for the Same, in Answer to which Capt William Mitchell the defendts Attorney produced a Note under the plţes hand whereby it appeared that he the Said Complţ Surfield, as Attorney for one Thomas Muns had delivered the Clothes Complained for to the defendt in performance of a Bargaine between Muns and the defendt Upon the Sale of a Servant. Upon which the Court thought it requisite before any further proceedings upon the hearing to have the defts Answer upon Oath, for the better cleering of the Matter in in question. Who afterwards appearing in person this day and upon his oath Setting forth that the Sd Muns did agree upon Sale of the Said Servant to deliver for him to the defendt Double apparell, And that he the deft had never received any other apparell upon the Said Bargaine Save what he had received from the plţe Scurfield as Attorney of the Said Muns Expressed in the Said Note now produced. As by his the Said defts Deposition in that behalf more at large appeareth And the Court hereupon Seeing noe Cause to give the plantiffe any reliefe upon this Suit. Doth order that the Matter of the Complţes Suit be from henceforth dismissed out of this Court, and the plţ to pay Court Charges

Liber B. p. 398

The Deposition of Nicholas Cawseen this day Sworne and Examined in open Court Sayeth

That Thomas Muns did agree that upon his this Deponents payment of 18 or 1900lt of Tobacco & Caske for the Servant he bought of him about three yeares Since which this deplt paid accordingly he the Said Muns would deliver to this Deponent Double apparell from head to foot for the Said Servant, or to that Effect and that this depont never reced from the Said Munns, or any other, any apparell upon the Said Bargaine, Saving what he received from Edwd Scurfield as Attorney of the Said Munns mentioned in a Note now Shewed to this Depont Subscribed with the Said Scurfields mark and Wittnessed by mr Robert Clarke Dated the 14th March 1650

p. 399

The Deposition of mr Willm Eltonhead Taken in open Court this 24th January 1652.

That he this Deponent not long before Capt Mitchells Going

Liber B. to England being at the house where Cap^{t} Mitchell then and now liveth called S^{t} Thomas he the Said Cap^{t} Mitchell then and there in this Deponents presence and hearing appointed m^{rs} Williams or Warren to lay aside those Goods which She claimed to be her ffathers and that he would Enquire of m^{rs} Mitchell his wife concerning them, and upon his return from England he would deliver Such of them as he Should find by his wifes relac$\bar{o}$n did not belong to him the Said M^{rs} Williams or her father or to that Effect, and further Sayth not.

Jurat

Upon the motion of Thomas Ward Chirurgeon who hath Married the widdow and relict of Edward Commins deceased Shewing thereby that his Said wife in her widowhood Sold part of her land, by her lately Pattented, unto Joseph Weeks, who refuseth to perform the Bargaine, unless he may have a Grant for the Said Land from the lord Proprietary according to an Arbitration lately made, and a Survey by his Ldp's Surveyo^{r} Generall thereupon now produced, It was by this Court
p. 400 discussed whether the Said Widdow could Sell the Said Land from her Children had by the Said Commins deceased, the rights upon the Grant being part of the Said decedents Estates, and the Grant being made to her and her heires the Said Court is of opinion that being a freehold She might make Sale thereof Lawfully, and doth order that the Said Sale be confirmed and the Governour is desired to pass a Grant thereof under the Great Seale according to the Said Certificate of the Said Surveyor, and It is further ordered by the Said Wards consent that the Consideracō̄n for which the Said land is Sold, be disposed of for the Maintenance and best benefitt of the Said Cummins Said Children,

Cap^{t} Robert Vaughan maketh oath that upon demand of one hundred fifty and four pounds of Tobacco for the use of William Stone Esq Governo^{r} of this Province, by this Depon^{t} from William Jones late of the Isle of Kent deceased, the Said Jones acknowledged the Said debt to be due, which is not yet paid Soe farr as this Depon^{t} knoweth, And further Sayth not.

Jurat this 24th January 1652 Coram me
Tho Hatton

Memorand: that the above last Deposition is Crosst out in the Orriginall Record Booke

Memorandum that I ffriendship Toung Attorny of Thomas Connerye doe assigne to Thomas Cornwallis Esq the Judgm^{t} Granted this day by the Court against Edward Claxton at the

Suit of the Said Connery being three Hundred pounds of To- Liber B.
bacco and Caske. Wittness my hand this 21th Day of January 1652.
Testor Tho: Hatton ffriendship Toung

William Cole plt. Henry Potter & his wife defendts } The hearing of this Cause is respited p. 401
till the next Court in respect the Court is informed that the defts wife lyeth in Childbed:

Fracis Brooks plt } The Hearing of this Cause is respited till the
John Dandy deft } next Court and both parties are then to attend peremptorily.

Wm Smith plt } The hearing is respited by consent till
Capt Wm Mitchell deft } the next Court, and both parties then to attend peremptorily.

The next Court is appointed to be the Seventh day of March next.

The Deposition of Mary Jones aged 20 Years or thereabouts Sworn and Examined Sayeth.

That comeing unto Martin Kirks house three yeares Since or thereabouts, I heard Elizabeth Potter & Martin Kirke and his wife Say they had found a way to pay Eltonhead without weight or Scales, and presently they replyed again and Said hang them Papists Dogs they Shall have no right here, It is not fitt they Should for the Governour cannot abide them, but from the Teeth outwards, and Capt Halley being by and hearing them Speake Such words he Said fie; fie you may be ashamed to Judge Soe hardly upon Christians and Soe went out Much more I heard to this purpose which I cannot now remember and this before mencōned or the Same in effect this Depont upon her oath averreth to be true to the best of her remembrance. And further Sayth not

Jurat the 24° January 1652 Coram me. Tho: Hatton

These are to desire and Authorize mr Henry Coursey as Attorney for me Capt Robt Vaughan in case I doe not appeare my Self to appeare and Answer for me at the next Court to be held at St Maries at the Suit of Willm Whittle in an Action of the Case and to defend or psecute on my behalfe in that Suit at any Other Court to be held for this Province hereafter as p. 402
there Shall be occasion; till I Give other order to the Contrary. Wittness my hand this 28th day of January 1652.
Testor Robt Vaughan
Tho: Hatton

Liber B. Know all men by these presents that I Thomas Warr in the Province of Maryland Carpenter do Sell and possess James Knott of Virg[a] Gent, two hundred acres of Land, being the equall half of my plantation which I now live upon at Mattapany, he the Said knott to begin at the North Side next to Luke Gardiner, and Soe have it altogether the Said quantity of two hundred acres to him the Said Knott his heirs Executors or Assignes for Ever and I the Said Warr do by these presents Warrant the Said Land from all Just claimes whatsoever from any person or persons, and doe bind my Self my heirs, Executors to perform the Same, provided that the Said Knot or his Assignes pay unto Cap[t] Stone our Govern[r] according to his note to him thirteen hundred and ninety pounds Tobacco in Cask, and I doe hereby further bind my Self upon all Demands of in Case this Bill of Sale be not made according to form to Sett my hand to any other which is made formable if he Soe likes of. Wittness my hand this 22[th] October 1651

Wittness William Stone Sig: Thomas M Warr

Margaret Hunt widow the Administratrix of ffrancis Hunt her late Husband deceased had paid out of the decedents Estate to m[r] Thomas Marsh upon Judgm[t] 2145[lb] Tob: & Caske to Elizabeth Busbie upon Judgm[t] 1400[l] Tob & Caske, and
p. 404 upon Judgm[t] of Court allowed to her Self 723[l] Tob & Caske in toto 4268[l] Tob: & Caske The Tottall of the Inventory given in upon oath being but 3785[l] Tob: & Caske A Quietus Est is Granted to the Administratrix as followeth viz:

[A Quiet Est to Margaret Hunt widowe]

In the Name of the Keepers &c And according to the power &c. These are to give notice to all the Inhabitants and people within this Province, and to all others whom it may concerne, That Whereas it appears by a Certifft[t] or Coppy of Several Judgm[ts] and discharges thereupon under the hand of the Clarke of the County Court for the Isle of Kent within this Province, that Margaret Hunt the Administratrix of ffrancis Hunt late of the S[d] Island and her late husband deceased hath Satisfied and paid out of the decedents Estate 400[l] Tob: & upwards over and above the Tottall of the Inventory of the Said Estate. That therefore the Said Administratrix ought nor is not to be any further Sued, Impleaded molested or prosecuted for or concerning the Said Estate or any part thereof for which purpose this her Quietus Est, or the Record thereof is from time to time for the future to be admitted and allowed of in all Courts of Judicature within this Province for a Lawfull and Sufficient plea in Barr to all and every Suit Action or demand

which Shall happen at any time hereafter to be brought Com- Liber B.
menced or prosecuted against her the Said Administratrix in any Court within this Province touching the Said Estate contrary to the direction herein before Expressed. Given at S^t^ Maries under &c the 7^th^ day of march Anno Dni 1652
þ me Tho: Hatton Secret

Be it Knowne unto all men by these presents that Cap^t^ George Evelin Esq doe acknowledge to have had and received of m^rs^ Temperance Jay the Sum̄e of one hundred and twenty pounds of lawfull money of England, for the which mony I doe bind my Selfe my heires Executors or Assignes firmly by these presents to pay or cause to be paid unto the Said m^rs^ Jay in Virginia Twenty pound Sterling þ Ann, beginning Nine weeks before Michaelmas 1649 which twenty pounds is to be p. 405
paid Every Yeare during her life, and because money is Scarce in Virginia I doe oblidge my Selfe to pay unto the Said m^rs^ Jay, Soe much Goods as She Shall like of amounting to the Said Sume of twenty pounds Sterling, and that the Said money or Goods be paid at every half yeares end according to proportion And if in case the Said m^rs^ Jay Should dye within a yeares Space, then I the Said George Evelin doe promise to pay or cause to be paid, twenty pounds Sterling to Such person or persons as the Said m^rs^ Jay Shall appoint me before her decease, Moreover if in case m^rs^ Temperance Jay Should return into England within the Space of three yeares after her arrivall in Virginia, I doe bind my Self my heires Executors or Assignes to pay or Cause to be paid unto the Said m^rs^ Jay, within three months after her arrivall in England the Said Sum̄e of one hundred and twenty pounds Sterling of Lawfull money of England. And in case of non payment I the Said George Evelin doe bind over to the Said m^rs^ Jay a considerable quantity of Land in Greendall old ffort or middle plantac̄on amounting to the Said Sum̄e of Twenty pounds Sterling þ Ann. In Wittness hereof I have hereunto Sett my hand & Seale this 11^th^ day of October 1649 George Evelin
Test Tho: Pott, Sam: Cooper Seale
John ffoxe

11° Martij. This presents Wittnesseth that I Lieutenant William Lewes in the Province of Maryland doe acknowledge to owe and be indebted unto Cap^t^ W^m^ Stone his heirs Executors or Assignes the full Som̄e of five thousand three hundred thirty ne pounds of Good Tobacco in cask to be paid at or before the twentieth day of November next Ensueing the day of the date hereof at my now dwelling house Scituate in Portoback And for the better Security of the Said Judgment

Liber B. p. 406 above I doe not onely bind my heirs Executors and assigns but also all my Servants Good Tobacco and Cattell. Wittness my hand this 9th of March 1652 William Lewes
Signed and Delivered in the presence of
Edward Robinson, Edward Mounkes

12° Martii The Governour this day by a declaration under his hand to be published at Kent made void all Warrants or Licences by him formerly Granted for killing of wild unmarked Hogs here.

At a Court held at St Maries 11° Martij Anno Dni 1652 } present { Willm Stone Esq Govr; Capt John Price; mr Thomas Hatton

Mr Thomas Hatton Secretary of this Province this day informing the Court That mr ffrancis Lumbard Sheriffe of Kent County had there by Vertue of his office and direction from the Said Secretary long Since received 2227l Tob: and Caske in ffees due to the Said Secretary from Severall of the Inhabitants there as appeares by the Said Lumbards Accompt under his hand which he had not as yet paid to the Secretary as appeared also by the Said Lumbards own Lres, (and as mr Thomas Marsh Merchant now present would Verify) though Satisfaction had been often demanded by the Secretary in that behalf. And moved that the Said Lumbard (who was bound by his Office according to the Act of Assembly to collect and Gather the Said ffees Should be ordered forthwith to pay the Said 2227l Tob: and Cask to the Secretary, as alsoe what other ffees of his the Said Secretaries he the Said Secretary Shall hereafter make appeare by proofe here upon Record that the Said Lumbard as Sheriffe aforesaid hath before this time Received of his, and for which the Said Lumbard hath not Satisfied the Said Secretary when Such proofe Shall be made appeare, And further the Said Secretary Moved. That Whereas upon Severall Lres & promises from Capt Robert Vaughan
p. 407 then Commander of the Isle of Kent aforesaid to receive for or Secure his the Said Secretaries ffees, he had intrusted the Said Capt Vaughan with divers grants of Land and other Matters for which Severall ffees to a great Value were due to the Sd Secretary from the Inhabitants there, That this his present pceeding against the Said Lumbard (who was appointed Sheriffe by the Said Capt Vaughan and ought to have put in Security for the due Execution of his office) Should be no prejudice in case the Said Lumbard Should prove non Solvent but that the Said Secretary might at any time hereafter have reliefe in the premisses upon Suit against the Said Capt

Vaughan or any others touching the premisses if the Court Liber B.
Should See Cause, It is therefore thought fitt (the Secretaries ffees being Leviable upon Execucōn) and upon ꝑusall of the Said Lumbards Lre and Accompt and the Said mr Marsh his attestacōn thereupon, It is ordered that he the Said Lumbard Shall forthwith pay to the Said Secretary the Said Two thousand two hundred twenty Seven pounds of Tobacco and Cask as also Such other ffees of his the Said Secretaries as the Said Secretary Shall hereafter make appeare by proofe here upon Record that the Said Lumbard as Sheriffe aforesaid hath before this time received of his, and no Satisfaction given when Such proofe Shall be made appeare as is desired, And that the Said Secretaries now Mocōn or this present Order or any Execucōn thereupon Shall be no prejudice to the Said Secretary in any Suit by him to be brought hereafter agst the Said Capt Vaughan touching the premisses or against any others either as Sureties for the Sd Lumbards due Execucon of his Said office, or for defect of Such Security in case the Said Lumbard prove to be Non Solvent.

Thomas Ward Chirurg: plt
mr Tho: Ringould and Henry Clay } defts

The Complt Sues to be relieved against the Defendts for that the deft mr Ringold and others by his ap- p. 408
pointmt by unlawfull hunting and killing of hogs (as he alledgeth) upon the Island of Kent in or neare Cabbin Neck without the precincts of the Lord proprs fforrest did fright and Scatter pltes piggs being about forty that not above Eleven Marked hogs of them have been Since Seene or found in or near that neck, to his Damage of 2000li Tob. and Caske, And for that the deft Clay (though the Complt warned him to the Contrary would not forbear hunting amongst his hogs upon the Said Island to his great Damage, To this the defendt Ringould denyed that he either hunted unlawfully or that the plt was any way Damnified by any hunting of his the defendants, And the defendt Clay in Answer Said that he never prjudiced the plt by hunting amongst his hogs neither did he hunt or Come amongst the pltes hogs but as being imployed by the other defendt mr Ringould by Vertue of the Governours Warrt for killing of wild hogs. And the Complt not makeing it appeare by any proofe produced that either of the defendants had unlawfully hunted or that he the Complainant had Sustained any Damage by their hunting as is Charged against them. This Court thereupon having taken the Matter into Serious consideration, Upon full hearing what could be alledged on either party, Seeth no Cause to give the Complt any reliefe in this Suit against the defendants or Either of them, And doth therefore order that this the Said Compltes

Liber B. Suit against the defend^{ts} be clearly and absolutely from henceforth dismissed out of this Court. And the Complt is forthwith to pay unto the Said m^{r} Ringould five hundred pounds of Tobacco and Caske, and to the defend^{t} Clay Three hundred pounds of Tobacco and Cask in respect of the Great trouble and Expence they have been put unto in Comeing from Kent to attend this Court upon his the Compltes unjust troublesome and Causeless Suit

Tho: Ward plte
m^{r} Tho: Ringould deft } The Complt Sues to be releived against the defend^{t} in an Action of Defamation for
p. 409 that he hath been Much defamed by the defend^{ts} proceedings against him in the Court at Kent, touching Ales Lutt his the Complts Servant. Upon which that Court hath proceeded and made an Order upon the Verdict of a Jury the first of October last as now appeared to this Court, And this Court finding that the Matter in question doth tend to the questioning the proceedings of the Court at Kent which gave allowance to the defendants prosecution of the Now Complt in that Court, Doth not think fitt for the present to intermedle therein, but referreth the Examinac$\bar{o}$n and hearing thereof to Some Court the next generall Assembly to be held for this Province, And the Complainant Ward may then proceed upon this his Acc$\bar{o}$n if he think fitt

The Deposition of Isaack Hive aged 37 yeares or thereabouts Sworne & Examined in the Court at Kent Sayth.

That upon the 29th of Januay last past being at the Cliffes where was present Cap^{t} Robert Vaughan, and Thomas Pott, And yo^{r} Depon^{t} did hear Thomas Ward of this Island Say that Henry Clay's wife was a burnt Arse whore and had the Pox, and he would Verify it, And further Saith not

Isaack Hiue

Cap^{t} Robert Vaughan being then present did heare Isaack Hiue and Thomas Ward fall out and urging words past on both Sides, But yo^{r} Depon^{t} did hear Tho: Ward Say the Same words that Isaack Hiue doth as he affirmeth upon oath.

Rob^{t} Vaughan

Thomas Pett being at that time present doth affirme the Same, onely that instead of whore he Saith Slutt.

Tho: Pett

Henry Clay upon the proofes last before Entred Sueing Tho: Ward upon an Acc$\bar{o}$n of Slander in the Court at Kent

That Court made theire Order thereupon 1° Martij last, upon which Clay appealed to the Provinciall Court here, of which appeale the Court at Kent allowed &c. Whereupon this Court proceeded to the hearing of the Cause as followeth viz. Liber B.

Henry Clay plt } The Complt having appealed from the
Thomas Ward deft } Court at Kent to the Provinciall Court here, after Judgment passed in that Court the first day of this present Month against the defend^{t} for Slanderous words by him Spoken p. 410 concerning the Compltes wife, Expressed in that Order. Upon Consideration now had of the Said Order of that Court and of the Deposition of m^{r} Thomas Ringould one of the Com^{r}s there who now deposed in Court that the defend^{t} Ward upon the passing of that Judgm^{t} did in a Violent way of Expression offer to take his oath in open Court at Kent that the Compltes wife had, had the pox or to that Effect, It is thereupon ordered in the presence of both parties p^{lt} and Defendant, and upon hearing what could be alledged on either party and proofes produced, That the defendant according to the Judgment of the Court at Kent before Expressed Shall there three Severall Court dayes next after his now return to Kent in open Court there in a Submissive way acknowledge that he hath done the wife of Henry Clay great wrong in the Slanderous and abusive words by him utterred concerning her, Expressed in that order and to aske her forgiveness for the Same with promise never to wrong her Soe againe. And in default of performance therein in a Submissive due respective Manner and at the dayes before Expressed if Just and allowable occasion hind not, the defendant Ward is to pay one thousand pounds of Tobacco and Caske as a fine to the Lord Proprietary, or if Estate of his may not be found Sufficient to Satisfie Such fine he is to be whipped with one and thirty Stripes, at Some Court to be held at Kent Shortly after it is made appeare to the Court there that his Said Estate is not Sufficient for the purpose aforesaid, And that he hath not Satisfied the Said ffine.

Upon the Motion of Thomas Ward Chirurgeon touching Joseph Weeks his unconscionable and Extreame dealing with him (as is alledged) about the delivery of a Servant upon Sale of the Land Mencōned in an order of this Court of the 24th of January last made upon the Said Wards Motion, Weeks having taken the Servant upon Execution though Ward tendred other Good Satisfaction in Cattell as is p^{r}tended, and Ward having noe Servant at all to assist him in his occasions, haveing a Charge of wife and Children, and being (as he alledgeth) able to produce a Conveyance whereby It will appeare that

Liber B. p. 411 the Servant Executed did belong to the Children of m^r^ Commins deceased and not to him, It is Ordered that the Examination and hearing of the Matter be referred to the Court at Kent where the hard Conscience and Extreame dealing of the Said Weeks may be regulated in point of Equity (if there be cause) as the Court there Shall think fitt, And the Said Conveyance (if any be) to be then and there produced that Such order may be taken thereupon by that Court on the behalf of the Said Commins Children as Shall be conceived to Stand with Justice and Equity.

The Deposition of Henry Potter aged 32 years or thereabouts being Summoned to Testify on the behalf of Marks Pheypo ag^t^ Edward Hall and being Sworne and Examined this 8^th^ of ffebr 1652 Sayth

That in Winter last was two yeares Edward Hall and Martin Kirke and this depon^t^ went^t^ together in the woods to looke for Sowes that had pigs, and finding of them, there were two Sowes that were Somthing wild, which Edward Hall laid Claime to, and to the best of this Deponent's knowledge they were both black Sowes, And the Said Edward Hall desired this deponent to ketch them for him with this Depon^ts^ Dog, and this Depon^t^ did Ketch one with his dog, and the Said Edward Hall laid hold of the Sowe and killed her, and desired this Depon^t^ for to put the Dog forth againe to ketch the other which this Depon^t^ did, and Edward Hall tyed her by the leg to a Tree with the help of the rest then present, And further this deponent Sayth that Edward Hall Changed the Sowe he had killd with Martin Kirke for another Sowe of Martines which used to be at Edward Hall's House, But for the Marks of the two Sowes So ketched with the Dog as aforesaid, this deponent did take noe Notice thereof to the best of his remembrance neither can he tell what Markes they had And further Sayth not

Jurat die & Anno Sup dict Coram me Tho: Hatton

p. 412 23 Martij Richard Bennett his marke for Cattell and Hogs Viz. The right Eare Cropt and a Slitt in the Crop and the left Eare Swallow Tayled.

I under written doe ingage my Self to m^r^ Joseph Manning to beare him harmless from a Bill of Twenty three hundred pounds of Tobacco which he Stood ingaged to m^r^ William and Thomas Daines as Administrators to m^r^ Walter Coopar, thirteen hundred and fifty pounds of which ingagement being due to Will. Haines and the Remainder of the above mencōned Bill

due to the Estate of the Said m^r^ Coopar deceased, And I doe Liber B.
further ingage my Self that in Case m^r^ Daines received a Bill fifteen hundred pounds of Tobacco, which was in part of the debt above Mentioned that the Said m^r^ Daines Shall returne to the Said m^r^ Manning the Said Bill of fifteen hundred pounds and if in Case he hath received all or any part thereof that then the Said m^r^ Daines to be accomptable for what he hath received, Wittness my hand this 9^th^ January 1652

Henry Coursey

In the presence of
Tho: Hatton 5^th^ decemb^r^ 1646

Upon the Petition of James Linsey Attorney of Cornelius Canoda against Thomas Gerrard Esq &c It is this day ordered by the Court that the Said Cornelius be at the Court in the first of March next, by himself or Attorney to Answer to the Allegation of the Said m^r^ Gerrard, and that m^r^ Gerard keep the wages due to Cornelius in his hand as his Security till the Said Cornelius have made answer as aforesaid

John Lewger

John and Richard Sturman doe Jointly and Severally bind themselves for the appearance of William Hardwich at the next generall Assembly to be held for this Province to answer to the Suit of Thomas Cornwallis Esq in an Action of the Case Either by himself or his Attorney and to abide the Order of Court, And this in the penalty of tenn Thousand pounds of Tobacco to be paid to the Lord Proprietary. Wittness theire hands this 24^th^ day of March 1652

John Sturman
Testor: Tho. Hatton Richard Sturman

At a Court held at S^t^ Maries the 22^th^ day of March Anno 1652 } present { W^m^ Stone Esq Gov^r^ & Robert Brooke Esq. Capt John Price M^r^ Thomas Hatton M^r^ Job Chandler M^r^ Richard Presto p. 413

M^r^ Hugh Lee plt. } The plant Sues for fifteen Hundred pounds
Henry Potter deft } of Tobacco and Caske which he was forced to pay to M^r^ William Wilby of Virginia in regard of his the plant giveing the defendant a passage from Virg^a^ to Maryland upon his Entreaty pretending he was a freeman and proved to be a Servant for reparcon wherein and for Damages the plt. craves releiſe p at p^r^ petition the defend^t^ in Answer Sayeth that the plt. knew before he gave him his passage upp that he was a Servant, and after he was Come upp did hire him as a Servant and alledged he could prove that the plantiffe knew of his being

Liber B. a Servant as aforesaid by Some Testimony in Virg[a] and desires time for that purpose. It is therefore ordered that the further hearing be respited till the next Court and the defend[t] is by that time to produce his proofes peremptorily

Daniell Clocker plt
Tho: Cornwallis Esq deft } The Complt moveth the Court to have releife against the defend[t] for Corne and Clothes w[ch] was due to him as he alledgeth for his Service to the Defend[t] to which the defendant in Answer pleadeth the Statute of Limitation of Accōns, And the Court thereupon
p. 414 after reading of Severall former orders made in this Cause thought not fitt to give the Complt any relieſe upon this his Complaint but dismisseth the Suit

Thomas Cornwallis Esq plt
Thomas Gerrard Esq deft } Whereas the hearing of this Cause was the last Court referred to be heard the tenth of April next, It is now ordered that the hearing thereof be further respited till the Court appointed the Seventh of June next

Thomas Gerrard Esq plte
mr Cuthbt ffenwick deft } The Complts Suit being for the Choice of one Colt out of two due to him upon Agreem[t] and Valuable consideration Given. The Defend[t] acknowledgeth the Bargaine but alledgeth that the Complt delayed to receive the Colt till both those of which he was to have his Choice were dead, And the Complt alledging that he had not any way Neglected to receive the Colt, but that the defend[t] had Neglected the delivery contrary to his Bargaine, And the defend[t] thereupon craving respite till the next Court to produce his proofes. It is ordered accordingly and the def[t] is then to produce his proofes peremptorily.

John Nunne by mr
Henry Coursey his Attorny } plte
mr Cuthbert ffenwick defend[t] } The Complt Sues the defend[t] for a hogshead of Tobacco lent to him long Since for which he hath yet Received noe Satisfaction though often demanded, And the defend[t] in Answer denyed that the Complt had lent him any Tobacco; but confessed that upon the Compltes request (he the defend[t] being bound for Virginia) to dispose of a hogshead of Tob: of his and to be accomptable, he the def[t] caused the Said hogshead to be brought aboard the Vessell which was then bound for Virginia, and that upon Sight thereof it proved to be rotten & unmerchantable, for proofe whereof he desired respite till the next Court, which is ordered accordingly, And the defend[t] is then to produce his proofes peremptorily.

The Deposition of Markes Pheypo aged 35 years or thereabouts being Sworne and Examined this day in open Court. Sayth. Liber B.

That m^r^ Cuthbert ffenwick being about five or Six years Since a Shore at S^t^ Inegos ffort requested this Depon^t^ that he would Sett him aboard of Cap^t^ Burbages Sloop. Comeing aboard the Said m^r^ ffenwick desired this Deponent that he would take Notice of a hogshead of Tobacco whether it were Merchantable or noe, he this depon^t^ answered that, that hogshead was not Merchantable, the Same being rotten So far as this depon^t^ did View the Same. p. 415

And further m^r^ ffenwick did desire this depon^t^ that he would help to head it, for the head was then out, And further Saith that the Said m^r^ ffenwick could not then conveniently put the Same ashore having noe Boate for that purpose, and the Sloope in Short time after Setting Saile for Virginia And further Sayth not.

Robert Taylor by his Attorny John Hambleton } plt
Robert Brooke Esq defendant }

According to the direction of an Order made in this Cause the 20^th^ day of January last, the parties now attending, and the Compl^t^ by his Said Attorney produceing his proofes, And the defend alledging that the pl^t^es marke Expressed in his Petition, and the Marke appearing by the proofes were different, It is ordered that the Wittnesses that viewed the hogs killed Shall view the Compl^t^es hogs, that by Testimony upon oath or otherwise the Court may be Certified whether the Marke of the hogs killed doth agree with the Marke of the Said Taylors hogs or not, That the Court may proceed thereupon as Shall be thought fitt, And for this purpose the further hearing is respited till the next Court

Phillip Harwood aged 35 yeares or thereabouts Sworne and Examined the 20^th^ of ffebruary 1652 Sayth.

That in or about November last past your Depon^t^ being then Servant to m^r^ Robert Brooke and being at work helping the Carpenter there came in one of m^r^ Robert Brookes his Children, and Said that there was wild hogs in the Neck, whereupon Tho: Brooke tooke his Gunne and Called John Taylor to go out with him, not long after this Depon^t^ was Called to goe and Singe a hog, w^ch^ your Deponent did it being a Marked Barrow of a midle Size w^ch^ mark was the right Eare Cropt with a half moon under the Said Crop, the left Eare being Slitt with the upper part of the Slitt cutt away in Manner of a Square, And further this Deponent did hear his then Said Master Say if the right owner Came he would give him Double Satisfaction, And further Sayth not p. 416

Sworne before me Rich^d^ Preston

Liber B.

Ishmaell Wright Sworne & Examined the Sixteenth of March 1652.

Sayth. That being at worke with master Robert Brooke there Came in one of the Children and Said there was hogs in the Neck, whereupon Thomas Brooke and John Taylor tooke 2 Gunnes m^r^ Brooke being present, And after they being gone a Little while your Depon^t^ heard the report of four Gunnes and about an hour after m^r^ Robert Brooke Came to yo^r^ Depon^t^ and desired him to goe with him into the house, And from thence yo^r^ Depon^t^ went with and the rest where they Said there was a hog killed, And when yo^r^ Depon^t^ Came there the Said Robert Brooke Shewed yo^r^ Depon^t^ a marked hog that was killed and desired yo^r^ Depon^t^ to Cutt off the Eares and take Notice of the Marke (Saying) that if the right owner Came he would Satisfie for that and another that was killed, which mark was thus to the best of yo^r^ Deponents knowledge viz^t^ the right Eare Cropt with a half moone under the Crop, the left Eare had the upper part Cutt away in Manner of a Square And further Sayth not.

Sworne before me Rich^d^ Preston

John Taylor aged 23 years or thereabouts Sworne and Examined the 20^th^ ffebruary 1652 Sayeth

That being at work at m^r^ Robert Brooke his house in or about November last past there came in one of m^r^ Brooke his children and Said there was wild hogs in the Neck whereupon Thomas Brooke tooke his Gunn and went out and called yo^r^ Deponent, and Comeing back againe met with Some hogs, and the first hog that came was a marked hog which they let pass the rest were unmarked as farr as yo^r^ Deponent knoweth, whereupon the Said Thomas Brooke Shott amongst the Said Hogs and likewise this Deponent and lamed two Marked hogs
p. 417 and killed two unmarked hogs, whereupon, m^r^ Robert Brooke came, and Seeing the two hogs hurt Comanded that they Should be killed out right, and Said if the owner of them Came he would Satisfie for them, and withall called one Ishmaell Wright and this Deponent to take Notice of the Marks, (w^ch^ Marks) was to the best of this Deponents knowledge thus viz^t^ the right Eare Cropt with a half moon under the Said Crop And the left Eare Slitt and the upper part of the Slitt cutt away in Manner of a Square

Sworne before me Rich^d^ Preston

Andrew Scot Sworne and Examined the 20^th^ ffebruary 1652. Sayeth.

That m^r^ Robert Brooke did tell this deponent that he would give his Master Robert Taylor Satisfaction for the two Marked

hogs that he had killed if he could proove or Sweare they were his and further Sayth not. Liber B.

Sworne before me Ri: Preston

John Taylor and John Gramer Sworne and Examined the 20th ffebruary 1652.

Sayth That mr Brooke did Say to Robert Taylor that if that he could proove the two hogs to be his that was killed that he would Double the Value of them according to Law. and further Sayth Not.

Sworne before me. Ri: Preston

Mr John Henry & Willm Coursey pltes
Mr Thomas Daines p Geo: Mee Attorney
Defendant

The Complt Sues for Damages for non performance of Covenants according to agreemt in writing mr Mee the defendants Attorney desires respite till he may Send to the defendt for his Answer, The Court thereupon doth respite the further hearing hereof till the next Court and will then proceed to give the plt Such reliefe upon their Covenant as Shall be fitt

Thomas Gerrard Esq pt
mr Cuthbart ffenwick deft

The plantiffe Sues to be releived for that he paid to the deft who was then Capt Richard Ingles Attorney Eight hundred Sixty and four pounds of Tobacco and four pounds and half of Beaver as full Satisfaction of a Bill dated the fifteenth of ffebruary 1643 wherein he was bound to the Said Ingle for paymt thereof and that the Said defendant hath not according to his undertakeing delivered up the Said Bill, But he is Liable to be Sued for the debt thereupon, Capt Thomas Cornwallis who hath or lately had the Same in his Custody haveing demanded Satisfaction againe upon the Same and desires that he may either have his Bill delivered up or his Tobacco and Beaver paid upon the Same, to be restored with Damages, To which the Deft acknowledgeth that he being Capt Ingles Attorney received the before Mentioned Tobacco & Beaver in Satisfaction of the Said Bill, but by reason of the plunder was disabled to deliver up the Bill: and Capt Cornwalleyes now present in Court being Assignee or Attorney of the Said Ingle alledgeth that he hath not the Said Bill now in his Custody nor ought as he conceives to be Compelled to the delivery up thereof, and the Complt offering to take his oath that the Bill which Capt Cornwalleyes Shewed him Since his last Comeing in and upon which he demanded Satisfaction as aforesaid was the Bill in question, And the deft offers also to take his oath that he was Ingles Attorney, And that if he might See the Bill which the plantiffe alledgeth he Saw in Capt Cornwalleye's hands, could depose whether it were p. 418

Liber B. the Bill in question or not, It is therefore Ordered that Capt Cornwalleyes Shall the next Court bring in the Said Bill there to be pused that further order may be take thereupon as Shall be thought fitt.—

William Whittle plt
Capt Robt Vaughan
By Henry Coursey his
Attorney defendant

The plt for two Cowes a heifer Calfe and a Bull Calfe and a yearling heifer assigned to him and others whose title he hath Anno 1648 by mrs Margaret Brent understood to be his Ldps then Attorney towards Satisfaction of their Sallary as ffort Soldiers, which the defendant in a forcible manner tooke out of the possession of John Salter not long after with their increase and Damages. To this the defendant by mr Coursey his Attorney moveth to have the Cause Respited till the Second day of the next Assembly which is ordered accordingly and both parties are to attend without furthr notice at the Court then to be held.

Edward Hall & Rebecca his wife Admrx of Geo: Manners deced
By Henry Coursey Attorney plt. William Hardwich deft

The plantiff in point of
p. 419 Equity moves that the defendant now present in Court may declare upon oath whether he received of George Manners before his Death any Satisfaction upon the Judgment of twelve hundred pounds of Tobacco of the 11th of october 1650, And how much upon perusal therefore of the decedents Accompts upon Record in that particular and of an order of the 22th of June last made upon the Mocōn of Edward Hall touching the Matter in question. It is ordered that the defendant Shall by the next Court Declare upon Oath according as is moved that the Court may receive Satisfaction therein, the Court will then upon the defendants Contempt or Neglect in that particular proceed to the plantiffes reliefe. as Shall be fitt. William Hardwich in obedience to the Order of Court above written and in Answer thereunto upon his Oath Sayth That he did not at any time before the death of George Manners receive from him or any other any Satisfaction or part of Satisfaction of the twelve hundred pounds of Tobacco and Caske for which the Said Manners acknowledged a Judgmt upon Record to him this Deponent the Seventh of October 1650

Sworne in open Court

To the Worshipfull Governour & Councell

This is to let you understand that I Robert Taylor of Putuxent Doe here peticōn and make my Complaint of mr Brooke of Putuxent Esq for killing of my hogs, two Barrowes the one two yeare old and the other one year and three quarters

marked of Such a Mark Cropt of the right Eare and a half moon underneath, and a Square of the left Eare, & a hole on the Same eare with two Shotes unmarked which belonged to the Same Company, which I lay Claime to be mine, Soe I desire that I may have Justice done me and that is all the Satisfacōn I desire: Liber B.

At a Court held at S^{t} Maries the 23 March Anno Domini 1652 } Present as the day before

Capt William Mitchell plt } Henry Cox defendant } Upon Mocōn on the defendants behalfe Informing that by reason of Some hurt he was disabled to appeare. It is ordered the plt being p^{r}sent that the hearing be respited till the next Court and the defendant to appeare then by himself or his Attorney peremptorily

Memorandum that I William Batten do desire and Authorize m^{r} Thomas Hatton Secretary of this Province to Mediate on my behalfe with the Governour touching a Matter in difference betwixt the Said Governour and my Selfe now depending in Court, And doe Engage my Selfe hereby to Stand and performe what end the Said m^{r} Hatton Shall procure to be made therein either by order of Court or otherwise Soe farr as the payment of all or any the Charges of Suit in the Said Cause or difference Shall Extend. Wittness my hand this 21th of January 1652 p. 420

Wittness
Henry Coursey

The mark of
Willm W Batten

To the Honourable the Governour & Councell of Maryland

The Petition of Robert Brooke Esq

Humbly Sheweth.

That in or about the Months of January or ffebruary last was a twelve month yo^{r} Said Petitioner haveing a Drove of Hogs Sixteen in Number which usually beded in m^{r} Cuthbart ffenwicks Land near to the land of yo^{r} Petiton^{r} the Said Cuthbart ffenwick killed & caused to be killed & lost ten of the Said hogs whereof one Great large Bore, which, defended the rest of the hogs from the wolves really worth three hundred weight of Tobacco two Great large Sowes that Cost two hundred and fifty weight of Tobacco a piece four other Sowes and three Barrowes, the fellowes of them the last Slaughter time worth two hundred and fifty weight of Tobacco a piece to the Great Damage of your Petitioner, besides the Encrease of Tenn Sowes more (then) at your Petitioners Dwelling house which

Liber B. your Petitioner lost for want of a bore, And four of those Sowes rann away to John Medleys of Newtown for want of a Bore which cost your Petitioner eight hundred weight of Tobacco, and them he could not yet gett home nor knows how to gett home, all which yo[r] Petitioner tenders to the Consideracōn of this Honourable Court that he may be righted according to Law and Conscience, and Soe he Shall Ever pray.

Robert Brooke Esq plt
m[r] Cuthb[t] ffenwick defendt } The Compl[t]es Suit being for Satisfaction for Divers hogs of his which the defendant (as he alledgeth) unlawfully killed and Caused to be lost above a twelve month Since of the Value of 3350[l] Tobacco
p. 421 and Caske with other Great Damages occasioned thereby (p[nt] p Petition) And the def[t] in Answer denying that he killed any hogs of the Compl[t]s. And the Compl[t] produceing Some proofs The Defendant thereupon desired time to produce his proofs It is thereupon ordered that the hearing be respited till the next Court And the defendant is then to produce his proofes peremptorily.

The Deposition of Anthony Kitchin aged 21[ty] yeares or thereabouts Sworne and Examined this 22[th] day of March 1652 Sayth.

That in or about April last this deponent going with Robert Brooke Esq his Master to the house of m[r] Cuthbert ffenwick upon Putuxant River where this deponents Said Master desireing ffriendship Toung the Said M[r] ffenwicks then overseer (as this deponent taketh it) to Shew him the Eares of Some hogs then lately killed by the Said m[r] ffenwicks Servant as was Informed, the Said Toung thereupon Shewed to this Depon[ts] Said Master the Eares of five hogs or Swyne Marked with this Depon[ts] Masters Marke being Cropt on both Eares and a hole under the Crop on the right Eare, and two Slitts in the Crop on the left Eare And further Sayth not

Sworne die & Anno Sup[a] Dict Coram me Tho: Hatton

The Deposition of Thomas Cole aged 34 years or thereabouts Sworne and Examined in open Court this 23 day of March 1652 Sayeth.

That Comeing upon M[r] ffenwicks land in ffebruary last was a twelve month or thereabouts, in the Night there Came hogs to the place where m[r] ffenwick m[r] Eltonhead and Some Servants and he this deponent (had taken up their quarters) which hogs being discovered m[r] ffenwick and the rest and he this Deponent Rose up and killed Six of them with Gunns and

Dogs viz[t] three large Sowes and one large Bore one young Sow and one young Barrow, the Boare being of a Grisled Colour w[th] Black Spotts, which Said Bore was fflead by this Deponent, but for the marks this Deponent remembreth not. And further sayeth not Liber B.

Sworne in open Court

Upon the motion of Robert Brooke Esq. Shewing that William Stevens and Thomas Thomas have procured Surveys of Land on the South Side of Putuxant River without Warrants, for which land he the Said m[r] Brooks had a promise from the Governour, and prays that the Said Surveys may be made Null, And m[r] Clarke the Surveyor present in Court alledgeth that the Said Survey's were according to Warrant, It is ordered That m[r] ffenwicke and Peter Johnson doe View the land Surveyed and Certifie whether the Surveys be according to the Warrant: yea or no And thereupon the Court will take Such further order as Shall be fitt. p. 422

M[r] John Ashcombe plant
Ismeall Wright defend[t]

Upon Reading of a former Order made in this Cause of the 24 day of November last whereby the hearing was respited till the Surveyors returne from Annarundell the Compl[ts] Suit against the defendant being for disturbing him in his possession of his land upon Putuxant River according to the Certificate of Survey thereof upon Record dated the Sixth of August 1651 by altering his bound Markes cutting down Trees &c M[r] Robert Clarke his Lordships Surveyo[r] Generall now present in Court informing on the defendants behalf that the alteration of the bound Markes Complained against was by his direction occasioned by a Mistake in the Survey as he alledged therein But the Court being of opinion that after a Survey Entred upon Record the Surveyo[r] Cannot without order of Court or the Tenants Consent alter the Same And It appearing that the plantiffes trouble & Charge in the Suite hath been occasioned by the Surveyors unwarrantable proceedings in the premisses the Court This Court thereupon with the Consent of the plantiffe and the Said Surveyo[r] doth order that the pl[t] Shall peaceably enjoy the possession of the Land in question according to the Survey aforesaid, And if upon a new Survey it Shall appeare that the plantiffe hath upon the Said Survey upon Record dated the 6[th] August 1651 any more land then the Same was then Surveyed for, the Governour is willing to Grant the Same unto him he paying his Ld[ps] Rent for the Same of which new Survey and Grant if any hapen to be, the p. 423

Liber B. Surveyo^{r} is to beare the Charge, and either party is to beare his owne Charges in this Suite

Memorandum that Such part of the foregoing Entry under which black lines are drawn Signifies that the Same words are Struck out in the Orrigi-nal Record Book

Thomas Bushell appointeth Cap^{t} William Mitchell his Attorney in the Cause betwixt him and m^{r} Cuthbart ffenwick Wittness his hand this 23 days of March 1652.

Thomas Bushell

Cap^{t} John Price Maketh oath this 23 of March 1652.— Sayth. That Humphrey Atwixe had a bore which kept Company with this Deponents hogs which Said Bore William Marshall did Cutt or Geld at this Deponents Penn, after which time of his Cutting the Said Bore left the Company of this
p. 424 Deponents hogs and went to Owen James Hogs, after which time the Said Humphry Atwixe did kill the Said Bore or Barrow as Owen James Informed this deponent and did dispose of him for his owne use. Sworne in open Court

Henry Pountnell plt } Marke Blomfield deft } The Complt Suit in Equity being for three Hundred and twenty pounds of Tobacco and Caske upon a Bill which is lost, the def^{t} acknowledgeth the Debt, It is thereupon ordered that the def^{t} pay the Said three hundred and twenty pounds of Tobacco and Caske to the plt.

Cap^{t} William Mitchell plt } Mr Robert Clarke defend^{t} } The plantiffes Sues for four Breeding Sowes with their Increase from Christmas 1650 & nine hundred pounds of Tobacco and Caske, the defend^{t} confesseth the nine hundred pounds of Tobacco and three Sowes Comeing to Seven hundred and fifty to be due which he is ordered to pay to the Complt being in the whole Sixteen hundred and fifty pounds of Tobaccoe and Caske

Mrs Kathorne Hebden by } Wm Marshall he Attorny } plt } Richard Bennit defend^{t} The plt Sues for a Bull killed as he alledgeth by the defend^{t} the def^{t} Sayth he Shott the Bull, But did it by the plts Attorney's Direction, and the Complts Attorney confesseth he willed him to kill a Steer of his Ldps but he Shott a Bull of m^{rs} Hebdens and confesseth that he the Said Attorney Carried away the Bull by Governour Calverts direction who promised to make Satisfaction, The Court therefore dismisseth the Suit as to the defend^{t} and Leaveth the plt to Seeke reliefe where it is proper with Twenty and five pounds of Tobacco to be paid by the plt to the def^{t} and Charges of Suit

Thomas Bushell plt
ffreindship Toung and
mr Cuthbt. ffenwick deft

The plantiffe Sues to be releived against the defendant upon a Bill date 21th January 1651 for one able man Servant betwixt Eighteen and twenty five yeares of age with four years to Serve at least, or otherwise a Boy for Seven years or above with Good Sufficient apparell to be delivered at Christmas then next, the defendt acknowledgeth the Bill but alledgeth the want of Servants Shiping not Comeing in, It is ordered that the defendants by the last of may performe their ingagemt or in default thereof Execution and the Bill to be delivered up to be cancelled. Liber B. p. 425

Bill Cancelled

9° Junij 1653. Execut agt the body of mr Cuthbt ffenwick ad Satisfaciend

Upon the Motion of Henry Hide Servant to mr Laurence Starkey to be relieved against the Said mr Starkey, alledging that he would keep him a perpetual Servant, The Court being fully Satisfied of the Complainants Grievance, mr ffenwick Attorney to mr Starkey alledging what he thought convenient. The Court orders that the Complaint returne home to his Said Master and to Serve him from the Last of October next Ensueing this date untill three years be fully Compleated and Ended, In Consideration whereof the Said mr Starkey is to give to the Complainant at the Expiration of the aforesaid Time one heifer of two years old one Sow of one yeare old with Corne and Clothes according to the Custome of the Countrey

mr Thomas Hatton his Ldps
Attorney Generall plantiff
Seigar Jacob Dirickson by
John Hatch Defendant

His Ldps Said Attorney Generall on the behalf of his Ldp Suing to be relieved touching a Bill of Seven hundred ninety and five pounds of Tobacco and Caske due from Thomas Warr to the defendant Dirickson and assigned by the Said Derickson to Thomas Greene Esq Deceased his Ldps then Receiver towards Satisfaction of Soe much of his Ldps Custome which Bill was accepted by the Said mr Greene, in case the Said Warr did make paymt thereof otherwise to be returned And the Defendants Said Attorney alledging what he thought fitt in the Busieness, It is Ordered that the Bill be delivrd up to John Hatch the defendants Attorney and the Seven Hundred ninety and five pounds of Tobacco and Caske to be paid to his Lordship or his Said Attorney Generall in Satisfaction of Soe much of the Customes

Mr Thomas Hatton his Ldps
Secretary plantiffe, Skyper
Jacob Derickson by John
Hatch his Attorney defendt

The Complainant Sueth to have Satisfaction for the remainder of Certaine Goods, to have beene delivered him upon St George's River by Christ- p. 426

Liber B. mas 1651 at the price they might be bought for in Holland according to the Defendants ingagem[t], Comeing by the defendants account to thirty Seven Gillders and two Stivers, And the defendants Attorney craveing a reference to the next Court, upon perusall therefore of the accompt touching the Said Goods, It is ordered that the defend[t] or his Attorny Shall pay to the Complainant five hundred pounds of Tobacco and Caske in Liew of the Goods in question unless Cause be Shewed to the contrary by the next Court.

Cornelius Canada plte
Thomas Gerrard Esq deft } The plantiffe Sues to be relieved against the defendant for a house and Divers other Goods to have been allowed him in consideration of his time of Service appearing by Covenant upon Record and Damages, The Defendant denyes that the plantiffe did performe Conditions but deserted his Service by running away as also that he much Damnified the defendant, by purloyning his Goods upon his goeing away to a great Value as he can make appeare by proofe, which he conceived to have been Recorded but not finding the Same upon Record according to his Expectation, Craveth a respite untill the next Court, which is Ordered accordingly, and that the defendant may in the meane time Examine what Wittnesses he Shall think fitt,

To the Honourable the Governour & Councell of Maryland
The Petition of Robert Brooke Esq.

Humbly Sheweth.

That he being Estated by Warrant in two thousand Acres of Land on the North Side of Putuxent River over against his first plantacōn upon Mocōn of the Governour did Exchange one Thousand of it, for a thousand at Mattapania, but the Indians being presently after there Seated by order of the Governour, this Petitioner Complayned thereof to the Gov-
p. 427 ernour that it would be to the Loss of his land whereupon the Governour willed this Petitioner to take up one thousand Acres for it on the South Side of the river which your Petition[r] accordingly did & long Since tooke up the two next Necks, below the Indian Towne and Marked the Said land, but about October last Willm Stevans and Thomas, Thomas going up the River to take up Land and having a mind to the Said Necks, yo[r] Petitioner acquainted them that he had long before taken up that land and marked it, Whereupon Thomas, Thomas would have bought it of yo[r] Petition[r] and offered him Cattell for it which your Petitioner refusing, they went Cunningly to worke and laboured to defraud your Petitioner thereof by a Warrant that would noe wayes Extend to it. William Stevens procured a Warr[t] for 400 Acres of Land

next and adjoyning to John Ashcombs Land, and Tho: Thomas had another Warrant for 400 Acres of land adjoyning to Willm Stephens his land, And when the Surveyor lately came up the River, they Carry him at a Great distance from John Ashcombes land, and gett him to Survey the two Necks that your Petitioner had formerly taken upp, yo[r] Petitioner therefore prayeth that this fraudulent Survey be pronounced Null and Void and not admitted upon Record, And that your Petitioner be Estated in those two Necks according to Law and Conscience. And your Petitioner Shall Ever pray &c. Liber B.

The 21[th] of March. Received by me Cap[t] William Stone of Henry Potter the full of one hundred pounds Tob: in Caske and is in full of all Bills and Accompts whatsoever I Say reced
p me William Stone

Henry Potter his Marke for Cattell and hogs viz. Cropt on the left Eare and a Slitt in the Crop, And the right Eare Slitt

27° oct 1653— Henry Potter one Cowe which he bought; underhaved on the left Eare and Cropt on the right which he giveth to his wife together with her increase and recordeth accordingly.
Wittness his Mark ×
Test Thomas Hatton.

Walter Waterlin his Marke for Cattell and Hogs, viz The right Eare Cropt and two Slitts in the Crop. And the left Eare Slitt Down, and the Upper part taken away. p. 428

Robert Smith his Marke for Cattell and hogs viz. A Slitt on both Sides Each Eare in the Manner of a flower de Luce not Cutt out

John Sturman his Marke for Cattell and hogs viz. Cropt on the Right Eare and two Slitts in the Crop. And the left Eare Slitt down and the under half cutt off.

At a Court held at S[t] Maries
the 24[th] day of March 1652
Present as the day before

John Sturman Attorney of Zephania Smith plte / Henry Bishop defendt — The defendant now appearing by his Attorney according to an order of the 23[th] of November last and acknowledging the debt upon a Bill dated the 19[th] day of March 1649 wherein he the defendant was bound to Zephania Smith for payment of

Liber B. Bill cancelled 360l of Tob: & Caske the tenth of November then next with reasonable Satisfaction for non paymt and Damages, It is ordered that the defendant Shall pay to the plantiffe four hundred and fifty pounds of Tobacco and Caske in full Satisfaction of the Said Debt & Damages And the Sheriffe to be discharged as touching the defendants non appearance mentioned in the Said former order

Execut Sup ꝑson ad Satisfaciend 11° Augusti 1653

Robert Smith demandeth of Humfry Atwicks the Administrator of William Stephenson deceased two hundred pounds of Tob: & Caske as due to him out of the Estate of the Said decedent

Upon Motion made this day by mr Henry Coursey on the behalf of Capt William Hawley and upon Relation to the Court by Capt Thomas Cornwallyes and mr Robert Clarke his Ldps Surveyor Generall of the Titles of mr Jerome Hawley deceased and upon perusall of the Deeds upon Record of mr James Hawley, whereupon the Said Capt Hawley Claims The Court conceiving that mr Jerome Hawley had right to Six thousand Acres and upwards which is not yet taken up; It is thought fitt with the Governours approbation that for the present a Warrant be Granted to the Said Capt Hawley for Six thousand
p. 429 Acres of Land onely where he now Liveth not formerly taken up, And that upon Survey thereof a Grant or Grant be passed to him or his Assignes for the Same towards Satisfaction of the Debt assigned to him the Said Capt Hawley by the Said mr James Hawley.

Robert Brooke Esq plt
Capt William Mitchell deft } The Compłt Suit being for 637l Tob: & Caske wch he claimed to be due to him from the defendant upon account and that deft had promised payment but now refused ꝑnt ꝑ Petition, And the defendant denying the Accot and promise of payment, And the plantiff wanting his proofes desires respite, It is ordered that the hearing be respited till the next Court, And the plantiffe is then to produce his proofes

To the Honble the Governour & Councell of Maryland.

The Petition of Robert Brooke Esq

Humbly Sheweth.

That he having Supplyed Capt Wm Mitchells people with divers Goods for Necessary Clothing by the Entreaty and appointment of mr Henshame, mr Geary and Richard Hoskins (as by a particular annexed will appeare) the Said Capt William

Mitchell promised your petitionr payment but unmindfull of his promise and regardless of his ingagemt he hath Still Neglected and refused paymt which makes your Petitioner to move the Court for releif and Justice and he Shall ever pray &c. Liber B.

William Smith plte
Capt Wm Mitchell deft
and Capt Mitchell plt
Willm Smith deft

These two Causes Comeing this day to be heard William Smith in the Cause wherein he was Complt Sueing to be releived touching Certaine Goods and other things referred to a further Tryall by an order of Court of the 23th of Aprill last And Capt Mitchell defendant in that Suit denying he had any of the Said Smithes Goods and Craveing to be releived against that order and prosecution thereupon as illegall. And the Said Capt Mitchell in the Cause wherein he was plte in an Action of the Cause Claiming the Said Smith as his Servant, and Sueing for divers Goods detained from him by the Said Smith and other Damages to a Great Value Expressed in the Said Capt Mitchells Declaration thereof, To which Claime of Service Smith denying any Service to be due and pleading the Said Order of of the 23th of Aprill last, and denying also to have any Goods of the Said Mitchells. And proofes being tendred on both Sides in both Causes, The Court taking the Busieness into Serious consideration, and not thinking fitt to Meddle with the reversing of the Order of the 23th of Aprill as being more proper for an Assembly if there be Cause; And the Matter of these Suites having long depended, and Many Depositions taken therein on both Sides contradicting one the other as is conceived, It is therefore thought fitt and accordingly ordered that all differences depending in this Court betwixt the Said parties be referred to the determinacon of the next Generall Assembly to be held for this Province And that all Such Tobaccos or other Goods taken in Execution upon the Said Order of the 23th of April last or the price payable for them Shall rest in the hands of those persons where now they remaine till it Shall be determined by the Said Assembly (upon the hearing of the Cause) how the Same Shall be disposed of. p. 430

Capt William Mitchell plte Willm Smith defendt Capt William Mitchell of St Thomas in the Hundred of St Maries in the County of St Maries in the Province of Maryland demandeth of Willm Smith of the Sd County and Province in an Action of the Case for that he the Said Willm Smith being Servant to the Said William Mitchell hath for Many Months last past absented himself from his Service and Still doth absent himself, although the Said William hath in open Court demanded his return by meanes whereof your Petitioner hath been damni-

Liber B. fied to the Value of Twelve hundred pounds of Tobacco and Caske and therefore, and for two Shifting Chests, Servants Clothes knives a Brass Skillett and other Goods of the Said William Mitchell to the Value of Six hundred pounds of Tobacco and Caske which the Said William Smith detaineth and for the Remainder of the Said William Smiths Service due by the Custome of this Province the Said William Mitchell brings his Action.

William Mitchell

The Deposition of Vincent Atcheson Sworne and Examined in open Court this 22th March 1652 Sayth

p. 431 That being at Debtford comeing for these parts of America I this Deponent met with William Smith now of this Province and asked the Said Smith whether he was bound to Virg[a] further asking the Said Smith whether he was Cap[t] Mitchells Servant to which he answered yes. further asking the Said Smith for how long time he the Said Smith Answered for four Years further Saying that he the Said Smith was to fish or fowle or be a bayly for Husbandry or do any other worke in the Countrey, further this deponent maketh oath that the Said Smith Sold aboard the Ship Canvis Suites and Red Cotten Suites and Red knitt Caps for beer and biskett Cakes which Said Goods was Shipped in the Name of Cap[t] William Mitchell as the Said Smith did report, further this deponent Sayth that he Saw the Said Smith take out of the Chest which was Shipt as afore in the Name of Cap[t] Mitchell three Dozen of Trading knives, the Said Smith telling this Deponent that he Carried them ashore to get Victualls. And further Sayth not.

Tho Hatton

The Deposition of Thomas Gerrard Esq Sworne and Examined this 22th March 1652.

Sayth, Being in the Governours house at a Court time as he conceives, with the Governour and Some of the Councell upon reading of a Letter produced by William Smith to the Governour, then concerning a Suite depending betwixt the Said Smith and Cap[t] William Mitchell, the Said Mitchell asking the Said Smith whether there was not a Cullattorall Bargaine or to that purpose, after the Said Smiths Comeing to London to which question the Said Smith replyed that there was And that he was to Serve the Said Mitchell four yeares in the Manner of Bayly to looke after the Said Mitchells Husbandry, or to that effect or to fish or fowle or kill Deare for the Said Mitchell further the Said Smith Replyed that Notwithstanding the Cullattorall Bargaine at London that the Said Cap[t] Mitchell

p. 432 after his arival here did turne the Said Smith out of his house,

biding him go and provide for himself, many other passages Liber B.
there were between them which this Deponent doth not now remember

Jurat Coram me Thomas Hatton

William Smith taxing Cap^{t} Price in open Court, That aboard m^{r} Husbands Ship he Said that the Suit depending betwixt Cap^{t} Mitchell and the Said Smith Should never have an End, The Said W^{m} Smith now acknowledgeth that he hath done Cap^{t} Price wrong and Craveth his pardon,

To the Hōnble the Governo^{r} & Councell for the Province of Maryland.
The Humble Complaint of Thomas Cornwallis Esq against Thomas Sturman & John Sturman Coopers & William Hardwich Taylor.

Sheweth.

That Whereas it is well knowne that the Complt was one of the Chiefe and first Adventurers for the planting of this Province, and therein besides the danger and hazard of his Life and health, Exhausted a Great part of his Estate not only in the first Expedition, but alsoe in yearly Supplyes of Servants and Goods for the Support of himself and this then Infant Collony by which and Gods Blessing upon his Endeavours, he had acquired a Settled a Comfortable Subsistance haveing a Competent Dwelling house, furnished with plate Linnen hangings beding, brass, pewter and all manner of Houshold Stuff worth at the least a thousand pounds, about twenty Servants, at least a hundred Neat Cattell a Great Stock of Swine and Goats Some Sheep and horses, a new pinnace about twenty Tunn well rigged and fitted besides a New Shallop and other Small boates, with divers debts for Goods Sold to the quantity of neare A Hundred thousand weight of Tobacco, all which at his going for England in or about Aprill 1644 he left and deposited in the Care and Custody of his Attorney Cuthbert ffenwick Gent, who in or about ffebruary following comeing from the Ship of Richard Ingle Marriner was as Soon as he p. 433
Came ashore, Treacherously and illegally Surprized by the Said John Sturman and others, and Carryed prisoner aboard the Said Ingles Ship, and there detained and Compelled to deliver the Complts house, and the rest of the premisses into the possession of Divers ill disposed persons whereof the Said Tho: and John Sturman and W^{m} Hardwich were three of the Chiefe, who being Soe unlawfully possest of the Said house, and the premisses plundered and Carryed away all things in It, pulled downe and burnt the pales about it, killed and

Liber B. destroyed all the Swine and Goates, and killed or mismarked almost all the Cattle, tooke or dispersed all the Servants, Carryed away a Great quantity of Sawn Boards from the pitts, and ript up Some floors of the house, And having by these Violent and unlawfull Courses, forst away my Said Attorney, the Said Thomas and John Sturman possest themselves of the Complts house as theire owne dwelt in it Soe long as they please and at their departing tooke the locks from the doors, and the Glass from the windowes, and in fine ruined his whole Estate to the damage of the Complt at least two or three thousand pounds, for which he humbly Craves the Justice of this Court against the Said Tho: and John Sturman and Willm Hardwich towards the repaires of his Great Damage and loss wherein they have been no Small Shares, and he Shall Ever pray &c.

P. 434 Thomas Cornwalleyes Esq plt
Tho: & John Sturman & Wm Hardwich defts } The Complt Sues to be relieved in Equity against the defendt for plundering and Carrying away of his Goods and houshold Stuff about the yeare 1645 and other Great Damage pnt p petition to the Value of two or three thousand pounds Sterling, To which Charge the defendants pleading the Statute of Limitation, and the Same being Doubtfully understood It is ordered by consent on both Sides that the hearing be respited till the next Generall Assembly to be held for this Province and the defendant Hardwich putting in Security to appeare and Answer at the Said Assembly to the plantiffes Suit

Thomas Cornwallis Esq plt
Thomas & Jno Sturman deft } Upon the Reading of an order made in this Cause the 20th January last whereby the hearing was respited till this Court, It is now by consent on both Sides ordered that the hearing be further respited till the Next Generall Assembly and both partyes are then to attend

Thomas Cornwallyes Esq plt
John Sturman defendant } The hearing of this Cause being by Order of the twentieth of January last respited till this Court, It is Now ordered by consent of both partyes that the hearing hereof be respited till the next Generall Assembly and both partyes are then to attend.

John Carington plf
Mr Lawrence Starkey
by mr ffenwicke his Attory } The Complt Suit being for Corne and Clothes according to the Custome of the Province in Consideration of his time Served his Master the defendant, It is ordered that the Complt

Shall for the present have his corne and one Shirt and as touching the rest of his Clothes and other things claimed ꝑ at ꝑ Petition It is ordered that the further hearing, as touching them be respited till the next Court where the defend^{t} may by himself or Attorney make what further defence he Cann if he think fitt and then the Court will proceed to give the plantiffe releife if there be Cause. Liber B.

The Deposition of m^{r} Thomas Carpenter aged 47 yeares or thereabouts Sworne and Examined in open Court. this 24th March 1652.

Sayth.

That being present at S^{t} Inegos house about the Eighteenth of october last John Carrington did demand of M^{r} Lawrence Starkey his freedom to which m^{r} Starkey answer'd that he was not free untill Christmas then next or thereabouts to the best of his knowledge, further Saying that if he did not make it appeare before Christmas aforesaid that he the Said Carrington was not free untill Christmas aforesaid, that then the Said m^{r} Starkey would Give the Said Carrington one hundred & forty pounds of Tobacco or to that Efect, And further Sayth not

Jurat

To the Honourable the Govern^{r} & Councell of the Province of Maryland, the Humble Petition of John Carrington planter.

Humbly Sheweth p. 435

That your Petitioner being Newly free hath Severall times demanded his corne and Clothes and an axe and a hoe from m^{r} Lawrence Starkey his last Master as alsoe one hundred and forty pounds of Tobacco and Caske for his Service from the tenth day of October Last past untill Christmas last, being due to your Petitioner by contract made with the Said m^{r} Starkey, that although your Petitioners demands be Justly due by the Custome of the Countrey and contract as aforesaid Yet the Said m^{r} Starkey doth absolutely refuse to make yo^{r} petitioner Satisfaction by meanes whereof your Petitioner is disabled in putting himself in a way for the next years Crop to his very Great Damage and hath been necessitated to Commence his Suit for recovery thereof, and in the interim to remaine in an unsetled Condition to his Great Charge, yo^{r} Pet^{r} therefore humbly prays that he may have a Judgment against the Said m^{r} Starkey for his three barrells of Corne and his clotheing, axe, and hoe and the hundred and forty pounds of Tobacco and Caske due for his Service as aboves^{d} together with Court

Liber B. Charges and Such Damages as this Honble Court Shall award for the prejudice he hath received by the non paym[t] thereof. And yo[r] Petitico[r] Shall Ever pray

Mr ffrancis Brookes by Capt Willm Mitchell his Attorn } plte
John Dandy Defendant

Upon Reading of an Order made in this Cause 25[to] November last whereby the Complt was directed to procure Some discharge or other note to Satisfie the Court what Tobaccos Colonell Nathaniell Littleton had received either of him the Complt or the Defend[t] in Satisfaction of the debt in the Said Order Mentioned or other direct proofe of paym[t] And it being more made appeare unto this Court on the Compltes behalf that the Complt had paid to the Defendant in Bills accepted and to Colonell Litleton (as appeared by his Lres) 2810[l] of Tobacco and Caske Soe as there remained only one hundred and ninety pounds of Tob:
p. 436 and Caske unpaid of the three thousand pounds of Tobacco for Security of paym[t] whereof the Cattell in question were Mortgaged or bound over to the defend[t] which one hundred and Ninety the Complt was ready to pay, It is therefore upon full hearing what could be alledged on either party now Ordered that the Complt paying to the defend[t] the Said one hundred and Ninety pounds of Tobacco and Caske he the Said defend[t] is to deliver all the Cattell he received upon the Bill of Mortgage with their Increase to the Complt at S[t] Inegos ffort, and is alsoe to Secure the Said Complt from all Damage he may happen to Sustaine by the defend[ts] not paym[t] of the Remainder of the Tobaccos payable to Colonell Litleton for the Shallop. But in regard the def[t] had Some Cause as appeared to the Court to question the paym[ts] before mentioned the whole Charges of Court in this Cause is Equally to be borne and paid by both parties in this Suite.

Capt William Mitchell plte
Lt Nicholas Gwyther Sheriffe deft }

The Complt declaring against the def[t] upon an Action of the Case for that he the defend[t] being Sheriffe of S[t] Maries County Served a Writt of Execucō upon his the plt̄es Estate granted by one who (as the plte alledged) had no power to grant the Same and before a former Execution made out against his p̄son was duely returned. And for that the Said Sheriffe Contrary to the Law of England (as the plt alledged) had Administred an Oath unto the Appraisers upon that Execution for the true Appraism[t] of the Estate Executed, which he had not power to doe, And had alsoe taken into his possession a Wastcoate of the plt̄es w[ch] was not at all valued or Executed to the Compltes great Damage as he pretended To which the Sheriffe Answered that his proceedings in the

Serving of the Execucōn now questioned and which was granted Liber B.
by L[t] Richard Banks then appointed one of the Com[rs] for the
Government here was according to the usuall Manner of
Serving the like writts in this Province and not Contrary (Soe p. 437
farr as he knew) to the Lawes of England And that the Wast-
coat before menconed was delivered to him with one of the
plt̄es Children whom he tooke out of Charity to keep being
then left unprovided for by the plt̄e (who was conceived to be
fledd out of the Province) and that he had been at Some
Charge in Clothes for the Said Child above the Value of the
wastcoat in question which was when he had the Same of very
Small inconsiderable Value Whereupon the Counsell now
present in Court viz m[r] Rob[t] Brooke, Cap[t] John Price, m[r] Job
Chandler and the Secretary not finding any Cause to Censure
the Said Sheriffe for any of the Matters now Charged against
him by the plt whose Complaint they conceived to be trouble-
some Vexatious and Impertinent Unanimously gave in theire
Votes for the acquitting of the Said Sherriffe touching the
Matters now Complaind against him, But the Governour not
being Satisfied therein respited the Busieness till the next
Court.

24 Martij The Governour this day declared in open Court that he had remitted Two Thousand pounds of Tobacco and Caske Charged upon Cap[t] William Mitchell by an Order of the last of June last for the offences in the Said Order Expressed.

Capt. Willm Mitchell plte } The hearing of this Cause is respited
Robt Brooke Esq. Deft } to the next Court.

William Jones aged 25[ty] yeares Sworne & Examined the 22[th] day of march 1652 Sayeth

That about two yeares Since or Something more one Edward Philpott wheelwright then Servant to Cap[t] Willm Mitchell (as this deponent taketh it) haveing been at worke at the house of Robert Brooke Esq. this Deponents Master upon Putuxent River and being gone or upon his Departure thence and haveing put up divers Tooles in a Chest or box for that purpose, which he had not Shewed to this Depon[t] or to any of his Said Masters other Servants (Soe farr as he this Deponent knowes) before they were Soe put up as this Deponents Master Said he directed him, he this depon[t] thereupon by his Said p. 438
Master's direction in the presence of Divers others opened the Said Chest or box and Veiwing the Said Tooles found amongst them divers of this deponents Masters Carpenter Tooles which this Deponent in the presence of his Said Master and others

Liber B. tooke out of the Said Chest, Leaving the rest and Nailing them up as aforesaid was afterwards Sent to Mattapania according to the Said Phillpotts Direction. And further Sayth not.

Jurat die & Anno Supª Dict Coram me Tho: Hatton

The Court riseing the Governour appointed the next Generall Court to be held the Seventh day of June next

24 Martij This Bill bindeth me John Nunne of Newtowne in the Province of Maryland planter to pay or Cause to be paid unto Paul Sympson of Newtowne in the Province aforesaid gent his heires or Assignes the Sume of ffive hundred thirty Eight pounds weight of Merchantable Tobacco and Caske at or upon the tenth day of November next Ensueing the date hereof at Some convenient place in Newtowne as Wittness my hand this first day of June Anno Dni 1652
Tested by the mark of Robert Jones John Nunn
The mark of Willm Stephenson. Anno 1653

At A Court held at Stᵗ Maries the 10th of Aprill 1653. Present the Governoʳ & mʳ Job Chandler

mʳ John Hallowes plt
Lieutent Wm Lewis deftˢ } Upon Motion made on the behalfe of the defendant and alsoe of the defendants Letter to the Governor Informing him of a disastrous accident befallen him by a bore, whereby he craveth reference till June Court, and the Court being Satisfied of the defendants Complaint respits the Cause untill June Court and then he is peremptorily to appeare by himself or Attorney, and then then the Court will proceed to give the Complt reliefe if there be Cause.

The Deposition of ffrancis Vanenden Sworne & Examined the 11th day of April 1653 Sayeth

That upon an Execution Granted upon an order made
p. 439 against Capᵗ William Mitchell of the 22th day of April 1652. he this deponent gave order to the Sheriffe to take the body of Capᵗ Mitchell for the Satisfaction of his debt further Saying that he gave order to the Sheriffe to look that he this deponent had Satisfaction, further Saying that he gave the Sheriffe no order for the takeing out a Second Execution, and further Sayth not. Jurat in open Court

Capᵗ William Mitchell plt
Thomas Cole Defendant } The Complts Suit being to be relieved against the defendant for Certaine Damage alledged to have beene by him Sustained by the defend-

ants running away from his Service at peace and that he the Liber B.
defend[t] being thereupon taken in Execution by Vertue of a Judgment of Court of the 22[th] Day of Aprill 1652 at the Suit of ffrancis Vanenden against the Now Complt was not appraised according to his full time nor as he conceived for the full Value, and Henry ffox now present in Court who was one of the then Appraisers informed that there was a Mistake in the time, and it alsoe Appearing by the Sheriffs note of Appraisment that the def[t] was not appraised according to his full time which he was to Serve the Complt, Upon Consideration whereof It appearing by the defend[ts] own confession that he had three Crops to Serve and that by the mistake aforesaid he was appraised but as Servant for two Cropps, It is thereupon ordered that the defendant enter into the Complts Service till Such time as he Shall put in Security to the Complt for the payment of Eight hundred pounds of Tobacco and Caske by the last of November next upon which Security or other Satisfaction Given, It is ordered that the defend[t] be for Ever hereafter discharged and acquitted of all claim of Service & other the Matters now Complained of as aforesaid.

Henry ffoxe acknowledgeth a Judgm[t] in open Court to m[r] Thomas Hatton his Ldps Attorney Generall for paym[t] of Eight hundred pounds of Tobacco and Caske to him the Said m[r] p. 440
Hatton in part of two thousand pounds of Tobacco and Caske the remainder of a fine payable by Cap[t] W[m] Mitchell to his Ldp by Vertue of an order of the Thirtieth day of June last, which Said Eight hundred pounds of Tob[o] and Cask is in discharge of Soe much by order of this day adjudged to be paid by Thomas Cole to the Said Cap[t] Mitchell and for repayment hereof together with the Charges of that Suit, the Said ffox accepteth of the s[d] Cole for his Debtor and the Said Cole is hereupon absolutely for Ever hereafter discharged and acquitted against the Said Cap[t] Mitchell from all claims of Service and other the Matters Complained for by that order.

Whereas m[r] Thomas Hatton his Ldps Secretary of this Province of Maryland haveing beene at Great Charges in the payment of Tobaccos for and Entertainm[t] of his Sister in Law & her Children the late wife and Children of m[r] Richard Hatton deceased, Brother to the Said Thomas Hatton Since theire arrivall in this Province, and otherwise touching their transportation, We Lieu[t] Richard Banks and Margarett his wife Late widdow and relict of the Said Richard Hatton, in Consideration that he the Said Thomas Hatton have and doe release and acquitt us the Said Richard Banks and his wife of all debts and Demand touching the Charges aforesaid and

Liber B. otherwise Touching the Estate of the Said Richard Hatton, doe fully and absolutely assigne and make over to the Said m^r^ Thomas Hatton his heirs and assignes for Ever all right and Title of Land within this Province any wayes due to the Said Margarett for the transportacon of her Self and her Children and Servant into this Province. Wittness our hands this first day of December Anno Domini 1652. Richard Bankes
In the presence of Margaret Bankes
Henry Coursey

p. 441 4° Aprilij 1653. M^r^ Thomas Hatton his Ldps Secretary of this Province demandeth 302^l^ Tob: & Caske due to him upon Judgment for ffees from John Nun in his life time, and now Since his decease being leviable out of his estate.

7° Junij William Stone Esq Governour demandeth out of the Estate of John Nunn deceased 596^l^ Tob: & Caske p Bill & Accompt and as due to him by Assignem^t^ from m^r^ Phillip Land 220^l^ Tob: out of the Said Estate.

Luke Gardiner demandeth 550^l^ Tob: & Caske as due to him out of the Estate of John Nunne Deceased.

8° Julij John Baily his marke for Cattell and hogs viz. Both Eares Slitt and the upper half of the right Eare taken off and the under half of the left.

11 Aug: William Cole his marke for Cattell and hogs; flower de luced on the left Eare and underkeeled on the right.

Whereas I Job Chandler of the Province of Maryland Gent did about Aprill last for a Valuable consideration then agreed upon and Since by me received Sell & deliver unto m^r^ Thomas Hatton Secretary of the Said Province two Cowes branded in each horne with F G This present writing Wittnesseth that I doe hereby at the request of the Said m^r^ Hatton renewe and Confirme the Sale and delivery of the Said two Cowes as aforesaid together with theire increase Since that time and for the future to the Said m^r^ Hatton for and to the Joynt use and behoofe of Robert Hatton Son of the Said Thomas Hatton and William Hatton Nephew of the Said Thomas now liveing with him their Executors, Administ^rs^ and assignes or in Such other Manner and forme or to Such other use or uses as he the Said Thomas Hatton Shall at any time by writing under his hand to be Recorded in the Secretaryes office of this Province before his Death, think fitt with Warranty against all Just claimes Wittness my hand this last day of August Anno Dni 1653
Job: Chandler

In the presence of Henry Coursey John Metcalfe Phillip Land

All acc[ts] and reckonings are discharg'd betwixt m[r] Hatton & me to the day & yeare aboves[d] being the last of August 1653. Liber B.

Job Chandler

Wittness John Metcalfe Tho: Hatton

This present writing Wittnesseth that I Lieu[t] William Lewis of the Province of Maryland for a Valuable consideration already received doe bargaine Sell and Deliver to m[r] Thomas Hatton Secretary of the Said Province one red Heifer with her calfe now in his possession by Vertue of a former Sale and Delivery by me to him which I doe hereby confirme as aforesaid with Warranty against all Just claimes. Wittness my hand this 23[th] day of August 1653. p. 442

William Lewes

In the presence of
Will[m] Hatton

De Anno 1653

This Bill bindeth me John Nunne my heirs Executors Adm[rs] & Assignes to pay or cause well & truely to be paid unto Lieu[t] Richard Banks his heires, Ex[rs] Adm[rs] or Assignes the full and Just Sume of one Thousand two hundred and Thirty pounds of good Sound Merchantable leafe Tob: & Caske to be paid unto the Said Lieu[t] Richard Banks or his Assignes at or upon the tenth day of October next Ensueing the date hereof at the now dwelling house of the aforesaid John Nunne at one Entire payment. Wittness my hand this Second day of may 1652

Teste Edmund Warmell. John Nun

The above named Richard Banks maketh oath that the abovsaid John Nun did not at any time before his death pay unto this deponent the 1230[l] Tob: & Caske above mentioned nor is the Same or any part thereof as yet any wayes Satisfied or paid to him this deponent And further Sayth not.

Jurat 24 April 1653 coram me. Tho: Hatton

4 April L[t] Richard Banks demandeth 1230[l] Tob: & Caske out of the Estate of John Nunn deceased due by Bill as abovesaid

Robert Jones Servant to John Nunn deceased demandeth his Clothes &c according to the Custome &c out of the decedents Estate

Liber B. March the 2. 1649.

This Bill bindeth me John Nunn my heirs Executors Admistrators or Assignes to pay or Cause to be paid unto Ralph Beane his heirs or Assignes the Just Sume of one thousand
P. 443 four hundred Seventy and Six pounds weight of Good Merchantable leafe Tobacco with Caske to be paid unto the Said Ralph Beane at or upon the 10th day of 9ber next Ensueing the date hereof, In Wittness whereof I have hereunto Sett my hand the day and yeare above written.—

John Nunn

Wittness by
Robert Robines.

Indors paid of this Bill 148 Neate Tob:

This Bill bindeth me Phillip Anther and John Nunn we my heires and assignes to pay or cause to be paid unto Walter Beane or his assignes the Just Sume of two thousand pounds weight of good and Sound Merchantable Tobacco with Caske Containing to be paid upon the tenth of october next ensueing the date hereof which will in the yeare of our Lord 1650 and has head me Sett my hand this present twentieth of ffebruary 1649 in the yeare of our Lord.

Wittness.
Richard Bralley
Tho: Bushell

the mark of
Phillip × Anther
John Nunn

Aprill the i anno 1651.—

This Bill bindeth me John Nunne my heirs or Assigns to pay or Cause to be paid unto John Wade Chirurgeon or his assignes the full and Just Sume of Eight hundred and forty pounds of Good Sound merchantable leafe Tobacco with Caske the which Tobacco I bind my Self or my assignes to pay at or upon the tenth of November next ensueing the date and yeare above written

Testis
Wm Parfitt.

John Nunn

I John Wade doe assigne all my right & Title of this Bill to mr Walter Beane. Wittness my hand

John Wade

1 April— Walter Beane the Administrator demandeth the Severall Sumes due to him out of Nuns Estate by the 3 Severall Bills above written.

11th of Aprill 1652. John Bailyes Account due Out of John Nunn's Estate of which he Maketh demand Liber B.

for one Sheet & two Shirts	160	P. 444
for one Shirt & one wastcoat for his man Ro: Jones—	080	
	240	
assigned over by Will Marshall for John Nunn to pay me	100	
Sume is	340	

Item for 15 dayes worke in Strikeing Tobacco and other occasions about the decedents Estate for which Walter Beane promised Satisfaction.—300

John Baily

This Bill binds me John Nunn of Newtowne Hundred in Maryland to pay or cause to be paid to Robert Duglas of Wichocomoco one hundred pounds of Tob: in the tenth of November in the yeare 1651. Wittness my hand to this 6th of ffebruary 1650.

John Nunn

Wittness
Walter W Gests Marke

I the within Named Robert Duglas doe assigne over all my right Title and Interest of this within Mentioned unto Capt John Price, as Wittness my hand this tenth day of ffebruary 1650

the marke of
Testis. Robert × Duglas
Miles Cooke
Richard Banks

Capt John Price demandeth the 100l Tob out of Nunns Estate due by the Bill and assignmt above written

This Bill bindeth me John Nunn my heirs Executors Administrators or Assignes to pay or Cause to be paid unto John Thimbleby his heirs or assigns the full and Just Sume of two hundred and twenty pounds of Good Sound Merchantable Leafe Tobacco and Caske due for to be paid from me the Said Nunne unto the Said John Thimbleby upon the tenth day of November now next Ensueing and in the true performance

Liber B. hereof I the Said John Nunn have hereunto put my hand this present 15th of May in the yeare of our Lord 1652.

John Nunn

Teste H B Henry Bishop his mark
Robert Sheld his marke

4° April John Thimbleby demandeth the 220l Tob: & Caske due by the Bill above written out of the Estate of John Nunn Deceased

p. 445 This Bill bindeth me John Nunn my heirs Executors Administrators and assignes to pay or Cause to be paid unto John Pille his heires, Executors, Administrators or Assigns the full Sume of twelve hundred and fifty pounds of good Sound Merchantable leafe Tobacco and Caske to be paid at my own house the tenth of November next Ensueing the date hereof, for the true performance hereof, I doe bind over and have delivered unto the aforesaid John Pile my two Cowes the one called by the Name of Cherry and the other called young Tugg both cropt on the right Eare and a hole in it and the left Eare overkeeled and underkeeld. In Wittness hereunto I have Sett my hand the 2 of ffebruary 1652. John Nunn

Test
John × Medley his mark :— } 4° Aprili. mr Pile demandeth the Debts above mentioned out of Nunns Estate

This Bill bindeth me John Nunn my heires Executors Administrators or Assignes to pay or Cause to be paid unto John Medley his heirs Executors, Administrators or Certaine Attorney the full and Just Sume of five hundred and fifty five pounds of Good Sound Merchantable leafe Tobacco and Caske due for to be paid from me the Said John Nunn unto the Said John Medley upon the tenth day of Novembr now next Ensueing in the yeare of our Lord God 1650 and in the true performance hereof I the Said John Nunn hath hereunto put my hand this the twelfth day of ffebruary in the y: of our Lord 1649 John Nunn

Test
John Thimbleby

ffebruary the 12. 1649

This Bill bindeth me Phillip Allder and John Nunn our heirs Executors, Administrators or Assignes to pay or Cause to be paid unto John Medley his heirs Executors Administrs or Certain Attorney the full and Just Sume of Sixe15 hundred pounds of Good Sound Merchantable leafe Tobacco and Caske due for

to be paid from us Phillip Allder and John Nunne unto the Liber B.
Said John Medley upon the tenth day of November now next
Ensueing in the Yeare of our Lord God 1615 and in the true
performance hereof We have hereunto put our hands the day p. 446
and yeare above written.

Teste — Phillip Allder P his Marke
John Thimbellby — John Nunne

4° April John Medley demandeth out of Nunns Estate the Severall Sumes mentioned in the 2 Severall Bills above written

4° April: mr Phillip Land and Henry ffox demand 220l Tob: & Caske out of the Estate of John Nunn deceased being the Remainder of a greater Sume due by Bill

4 April Mr Paul Simpson demandeth 538l Tob: & Caske due to him out of the Estate of John Nunn deceased

I doe acknowledge my Self to pay unto John Dandy four hundred & thirty two pounds of Good Tobacco and Caske for fixing of Armes upon all Demands as Witness my hand

Walter Peaks

Testis. Edward Packer. { Execu: against the body ad Satisfa: the 19th may 1653 according to the order of Assembly in that behalfe

Memorandum that I Richard Spanne doe by these prsence acknowledge to have Given unto John Shurtcliffs youngest Child one Cowe calfe Cropt on both Eares and Slitt in the Right being Coloured black pyede with a Starr in the forehead, but if the Said Child doe Chance to dye before it Come to age then John Shurtcliffe his wife is to have the Said Calfe and his increase for Ever as Wittness my hand the two and twenty day of January Anno Dni 1651

Wittness — the Marke of
Willm Evans — Richard × Spanne
Charles Maynard

Aprill 16th 1653. I Capt John Hallowes doe hereby acquitt and discharge Thomas Baker of and from one Bill of Six hundred and eighty pounds of Tobacco with Caske prsents due Wittness my hand

John Hallowes

Teste Rich: Browne
Thomas Bennett

Liber B. 7° Junij 1653. Robert Brooke Esq acknowledgeth a Judgment to m^r^ Phillip Land and Henry ffox for the true payment
p. 447 of two thousand and two hundred pounds of Tobacco and Caske to them the Said Land and ffox their Executors or Assignes upon the tenth day of October next, In default of payment where of by that time, Execution is then to pass without further Suit or order, And this in full of all debts and Demands to this present day, Wittness his the Said m^r^ Brooke's hand the day and yeare abovesaid

Robert Brooke

Recognit coram me Tho: Hatton
Execut inde ad Satisfaciend ult oct 1653

18 Januarij 1653. Execut ag^t^ his body ad Satifaciend }
Sup return prior }

Memorandum that upon the fourteenth day of August 1653 Cap^t^ John Price and Thomas Hatton Gent his Ldps Secretary of this Province of Maryland having pfected all our accompts whatsoever I the Said Cap^t^ John Price doe acquitt and discharge the Said m^r^ Hatton of all debts or demands either by Accompt or otherwise from the beginning of the world unto the day and year above written. Wittness my hand

the marke of Cap^t^
John I O Price

In the presence of
Henry Coursey
Henry Adams.

Know all men by these presents that I Thomas Gerard Gent doe acknowledge my Self to be indebted unto William Mitchell Esq four Cowes or heifers all with calfe or Calves by their Sides all which Cowes or heifers as aforesaid are to be delivered upon demand, after the Said William Mitchell Shall
p. 448 returne from England in Manner following viz^t^ The aforesaid Cattell are to be all of m^r^ Gerrards own breed or Stock and to be putt into m^r^ Gerrards Penn Six Cowes and Six heifers out of which the Said William Mitchell is to Chuse two at his Election and the Said Thomas Gerrard is to deliver other two at his Election, And in case the Said William Mitchell dye or returne not the next yeare the Said Thomas Gerrard is to deliver for the use of the Said William Mitchells Children Such one Cowe as any pson Authorized for them Shall Chuse upon Demand, But in noe Case above four Cowes are to be paid as Wittness my hand this 29° Aprill 1652.

Testis
William Bretton
Roger Isham

Tho: Gerrard

Know all men by these presents that I William Mitchell of Liber B.
the Province of Maryland Esq Have Constituted, Authorized deputed and appointed and by these presents doe constitute, Authorize Depute and apponte my loveing ffriends William Johnson and Henry ffoxe my true and Lawfull Attorneys to all intents and purposes, in all, Busieness relateing either to my Self or my children or any Estate belonging to me or them, within the Province of Maryland, hereby ratifying and confirming whatsoever my Said Attorneys Joyntly or Severally Shall doe in the premisses as fully to all intents and purposes as if the Same had been done by my Self. In Wittness whereof I have hereunto Sett my hand this five and twentieth day of Aprill 1653

Signed and Delivered
In the presence of
Mathew Stone
Thomas Stone

William Mitchell

Memorandum that it is agreed between Thomas Cornwalleys Esq of the one part and Cornelius Canada Brickmaker on the other part that the Said Cornelius Canada for and in consideration of three hundred acres of Land lying on the South Side of Putuxant River next adjoyning to the Land that belonged to Nicholas Harvey to be conveyed and Settled by the Said Thomas Cornwalleys on the Said Cornelius Canada his heirs and assignes for Ever, Shall deliver or cause to be delivered unto the Said Thomas Cornwalleys or his Assigns Thirty Six p. 449
Thousand of Good Sound well Burn'd Bricks, Whereof twelve thousand to be delivered at Sometime before the feast of the Nativity of S^{t} John Baptist next Ensueing, to be made where the Said Thomas Cornwallis or his assignes Shall appoint in Patomoke or Putuxent River he or they assisting the Said Cornelius with two Servants for the time he Shall be makeing and burning them, and the other twenty four Thousand to be delivered at Some time before the twenty fourth of June following which Shall be in the year of our Lord 1654 at the plantation of the S^{d} Cornelius upon the Said Land near the water Side, where they may conveniently be fetched away by Boate, and to pay or Cause to be paid yearely as a quite Rent unto the Said Thomas Cornwalleys or his assignes at the feast of the Nativity of our Saviour one Barrell Containing five Bushells of Good Sound Indian Corne, or in Lieu thereof twenty Shillings Sterling mony, alwayes Provided that if the Said Thomas Cornwallis or his Assignes Shall desire the Said twenty four thousand Bricks to made and burned upon his or their land within the precincts before mencon'd, that Certifying the Said Cornelius of it,

Liber B. before the ffeast of the Nativity of our Saviour next before and allowing the Said Cornelius Such help as fore Speciefied with Convenient transportation to and from the Said place, when his work is ffinished, The Said Cornelius Shall be ready at the time convenient for Brickmaking to go to the place appointed and there to finish the Said worke, In Wittness whereof both the Said partyes have hereunto Sett their hands, untill further and fuller conveyances can be made Dated the 23 of November 1652.

Signed by both the Said— partyes in the presence of us
Marke Phepo
Richard Hotchkyes

Thomas Cornwalleys mark
Cornelius × Canada

p. 450 At a Court Held at S[t] Maries the Seventh day of June Anno Domini 1653

Present Cap[t] William Stone Esq Govern[r] Thomas Gerrard Esq Cap[t] John Price m[r] Thomas Hatton m[r] Richard Preston

M[r] Phillip Land maketh Oath this Seventh of June in Open Court Sayeth

That he hearing that m[r] ffrancis Brookes had bought of Cap[t] William Mitchell M[rs] Ann Boulton his the Said m[r] Brookes now wife, this Deponent asked the Said Brooks what he was to pay for her who answered he was to pay two Cowes or words to that purpose and further Sayth not

M[r] ffrancis Brookes et ux plt
Capt Will[m] Mitchell by Henry ffox his Attorney Defendant
Capt Willm Mitchell by Henry ffox his Attorney plantiffe
m[r] ffrancis Brooks defendt

The Compl[t] Brookes and his wife theire Suit being for fourteen pound Money Sterling the Remainder of twenty pounds Sterling being a years wages claimed to be due from Cap[t] Mitchell to Brooks his wife according to Agreement Specified in Major Wildmas Certifficate or Lre as alsoe for Seaven hundred and Eighty pounds of Tobacco and Caske by Accompt, with Damages, And the Compl[t] Cap[t] Mitchell by his Attorney. Sueing for two Cowes (which as is alledged m[r] Brooks agreed to pay him to free his now wife from Service upon their Marriage) with damages. And the defend[ts] in both Suits denying the Compl[ts] demand, And m[r] Brookes produceing major Wildmans Said Lre or Certiff[t] to prove his & his wives demand, and Cap[t] Mitchells Attorny pduceing the Deposition of m[r] Phillip Land for his proofe, It is Ordered in regard of Cap[t] Mitchells absence that the further hearing of this Cause be respited till the next Court to be held for this province after Christmas next unless Cap[t] Mitchells arrivall here be Sooner,

and then till the next Court after Such his arrivall, And that Liber B.
his the Said Cap[t] Mitchells Attorney give Sufficient Security
in the Value of 2500[li] Tob. & Caske to be Answerable to the
Order of Court upon the hearing, And in default of Such p. 451
Security to be given and Entred upon Record, by the first day
of the next month an Attachment is to issue out against Cap[t]
Mitchells Estate to the Value of 2500[l] Tob: and Caske to be
answerable upon the hearing as aforesaid (if the Compl[t] m[r]
Brooks Shall desire the Same) And both parties may in the
meane time provide theire proofes for the better Clearing of
both Causes and the hearing to be then peremptorily

Worthy Sir/

I was Importuned formerly to trouble you in this kind to testify my knowledge concerning the Bargaine betweene Cap[t] Mitchell and m[rs] Ann Boulton nowe the wife of one ffrancis Brookes in yo[r] Countrey, And I am desired further to trouble you in the Same Busieness I Declared before that her wages was by Agreem[t] to be twenty pounds p Ann, and her bargaine was that She Should Stay with Cap[t] Mitchell noe longer then She pleased, and he promised to Send her againe to England at his own Charge, if She liked not to Stay with him, and her wages was to be paid either here or in your Countrey as She pleased, and it was to be at her Choice whether it Should be paid in money or in Goods. Sir I am Sorry that there is an occasion of this trouble, I wish you all peace amongst your Selves and Soe much Mutuall Justice that each might doe right to other without Compulsion, which blessing together with all others, is constantly prayed for in yo[r] behalf.

worthy Sir yo[r] humble

Sir I Speake this of my own knowledge being a Wittness to the Bargaine } Servant John Wildman

London ffebr 14[th] 1652

Indorsed. To Cap[t] Stone Deputy Governo[r] of Maryland
p[r]sent These

Ann Beach vid. plt— ffrancis Vanenden deft } The plt Sues for two Barrells of Corne remaining due upon a Bill of Eight Barrells payable by the defend[t] to the plt̄es late husband in October 1650 now produced. The Sheriff on the defendants behalf aledging the defendants Sickness desired respite for his appear- p. 452
ance but with all attested that the defend[t] confessed the debt, and desired it might be Sent for, But the Corne being by the
Bill cancelled bill payable at the Governours house, And the Governour undertakeing on the defendants behalf to Satisfie m[r] Hatton who was willing to Spare the plt Two barrells of Corne at his house upon that Accompt, It is ordered

Liber B. that the def^{t} Shall pay or be responsible for the Corne Soe to be paid with Court Charges.

Stanhop Roberts plt
m^{r} Robert Clarke Survey^{r} deft } The Complt Sues the defendant upon an Acō̄n of the Case for that he being his Ldp Survey^{o}^{r} Generall and having a Warrant in his Custody to Survey for the plte one hundred acres of land upon Drapers Neck near Barnaby Jacksons land on the Bay Side, and the plte haveing desired a Survey thereof and to attend the Surveyor for that purpose, he the defend^{t} Nevertheless had injuriously (though he was at that instant told by Barnaby Jackson that, that was the Neck of Land which the plte Claimed by his Warrant) Surveyd the Same for ffrancis Brookes upon a more generall Warrant, which did not Specifie that Neck and was Granted after the pltes Warrant, To which the defend^{t} by his Answer alledged that the plt had not offerred him that attendance or assistance which the Act of Assembly had appointed in that behalf, And ffrancis Brookes present in Court alledgeth what he thought fitt to maintaine his Title in the land in question, But it appearing to the Court upon produceing the Severall Warrants of the plte & Brookes upon Record, and upon the attestation of Barnaby Jackson that the plt was injured in the Busieness, It is ordered that the Complt Shall have one hundred acres upon the Said Neck where he Shall make Choice according to his Warrant, And that the Survey^{o}^{r} lay out for ffrancis Brooks two hundred Acres in Some other place not yet taken up if Brookes Shall desire the Same

p. 453 Walter Peakes plt
John Hamond deft } The Complts Suit being for 800^{l} weight of Porke and Seven Barrells of Corne due to him from the defend^{t} for payment whereof the def^{t} assigned over to the Complt a Bill whereby Hugh Lee was bound to the def^{t} for paym^{t} of the Same quantity of porke & Corne & that upon a Tryall at Checacone upon an Action brought by the now Complt ag^{t} Hugh Lee for the debt, The Court there disallowed of the Bill, Soe as the plte is Still unsatisfied, In which respect he craves reliefe against the nowe defend^{t} to which the Defendant by his Answer confesseth he was indebted to the Complt the whole Sum̄e now Claimed, and for his Satisfaction assigned to him the foresaid Debt from Hugh Lee further Expressing himself willing upon the pltes produceing the Said order of Checacone Court whereby the Court may be further Satisfied touching the disallowing of the Debt afores^{d} by that Court, to give the Complt Such Satisfaction touching the Debt & Damages by him Claimed as this Court Shall upon further hearing think fitt, the Same being by his

the def^ts confession Still Justly due to the Complt, in case he received Noe Satisfaction upon the Bill from Lee It is therefore ordered that the further hearing of this Cause be respited till october Court next, And the Complt is in the meane time to ꝓcure a Coppy of the Said order of Checacone Court, for the further Satisfaction as well of the Court as the def^t touching the premisses Liber B.

Upon the motion of m^r Thomas Hatton his Ldps Attorny Generall touching the Estate of William Bounday late of Putuxent River deceased and upon produceing of the Verdict of a Jury Impannelled for the Viewing of his Corps and upon hearing what could be alledged by William Stephens who produced the will of the decedent and desired to be admitted administrator, The Court adjudgeth the Said decedents personall Estate to be forfeited and to belong to the Lord proprietary as the Estate of a felo de Se and that James Veich is to take the Same into his Custody for his Ldps use according to the Said Attorneys Motion to whom he is be accomptable for the Same or the ꝓceed thereof as the Said Attorney Shall thinke fitt and that necessary Charges concerning the Said Estate and funerall Expences be defrayed thereout with the approbation of the Said Attorney P. 454

Zephania Smith plt
m^r W^m Eltonhead def^t } Upon the motion of William Stephens on the behalfe of the plfe for a hearing of this Cause this day and upon reading of an Order made therein 24^to November last the def^t being absent, and the Court being not well instructed touching the State of the matter in question doth order that the hearing be respited till the next Court, and both parties are then to attend for that purpose

Cornelius Cannaday ple
Tho Gerrard Esq def^t } Upon reading of an order made in this Cause the 23^th day of march last whereby the hearing was respited till this Court both parties now attending the plt Sueing for Satisfaction for his time of of Service according to Covenant, and the def^t insisting upon his Damages in respect of the plts running away and Goods imbeazelled in the former Order Mentioned, the defend^t produceing Some Evidence according to the direction of that Order, for a full & finall End and Conclusion of all Differences now depending between the Said parties, It is ordered by and with the full consent of both parties Complt and defendant in this Cause that all Covenants at any time heretofore made betwixt the Said parties, and all Causes of Action or Complaint on either Side touching the matter in question be from henceforth Void and Null and no advantage to be taken thereupon here-

Liber B. after or against Either party but that all differences debates or Demands concerning the Same or any part thereof be and are from henceforth by Vertue of this present Order Clearly and absolutely dismissed ended and Determined and the Complainant is to pay all Court Charges

p. 455 At a Court held at S[t] Maries
the Eight of June Anno 1653.
Present as the Day before

William Edwine plt
Miles Cooke Marinr deft } The Complt Suit being for Satisfaction for his trouble & Entertainment with houseroom and Dyett about fifty Servants and Storage for Goods which Came the last yeare in Cap[t] Richard Husbands Ship which he Soe Entertained as aforesaid upon the defendants request and promise of Satisfaction being the Said Husbands mate to the pltes Damage of 2000[l] Tob: To which the defend[t] by his Answer confessed he promised that m[r] Husbands Should give the plte Satisfaction who accordingly offerred the Complt 600[l] Tob: for his Satisfaction in that particular which he the Complt refused to accept of. It is therefore Ordered that the defend[t] Cooke Shall forthwith pay unto the Complt one Thousand pounds of Tobacco and Caske in full Satisfaction of his demand aforesaid.

Miles Cooke Marriner plte
Capt Rich: Husbands Marriner by
Edward Packer his Attorn deft } The plte Sues for Satisfaction of 1000[l] Tob: & Caske which he was this day ordered to pay unto William Edwin being the defend[t] Cap[t] Husbands his Debt with Damages & Costs of Suit, And the defendants Attorney being present in Court and objecting nothing which did Satisfie the Court to the Contrary. It is therefore ordered that the S[d] Attorny Shall forthwith pay unto the Complt the Said one thousand pounds of Tob: & Caske and one hundred pounds of Tobacco & Caske more for his trouble & Expences in attending the Court Severall dayes upon this occasion together with Court Charges in both Causes. Execucō inde ult Junij ad Satisfaciend

Upon the Motion of m[r] John Hamond on the behalfe of Robert Taylors wife (who attended the Court upon the Governours Warrant upon an occasion of incontinency) desireing a respite that Som Wittness might be Examined for the better Clearing of the busieness to the Court It is ordered that the hearing thereof be respited till the next Court and the Said Taylors wife is then to appeare personally

Willm Smith plte
Capt Willm Mitchell } Upon the motion of mrs Susan Warren Liber B.
p Attorn Defendt } Daughter and Assignee of the plte to have p. 456
550l Tob which was taken in Execution upon an Order of the 21th of January 1651 for five Barrells of Corne or the Value thereof. It now appearing to the Court that the plte Smith hath received Satisfaction of the Said Debt to 225l of Tob & Caske. It is ordered with the defendants two Attorneys consent that they or one of them give the Said mrs Warren Creditt with Capt Cornwallyes or Some other to the Value of the Said two hundred twenty and five pounds of Tob: & Caske being the ballance of the debt of five hundred and fifty pounds of Tobacco before mentioned.

mr Joseph Manning mercht plte
mr Tho: Webb merchant defendt } Upon the Motion of Tho: Gerrard Esq on the behalfe of the plte. It is ordered that an Attachment lately made out at the plte Suit against the defendants Estate for the attaching of 500l Tob: & Caske in mr Eltonheads hands, be reinforced and the Tobacco to rest in mr Eltonheads hand till a hearing the next Court

Tho: Cornwallyes Esq plt
Tho: Gerrard Esq defendt } Upon Reading of two former Orders of respite in this Cause the first of the 20th of January and the other of the 22th of March last, And upon Some debate now had of the matter in question in the prsence of both parties, The Court conceiving the Same to be proper to be considered of by an Assembly doth Order that the hearing thereof be referred to the next generall Assembly to be held for this Province.

Robert Taylor plte
Robert Brooke Esq deft } Upon reading of an Order made in this Cause the 22th of march last and of a Certifft upon Oath from the Compltes Wittnesses in pursuance of the direction of that Order, as alsoe of the defendants Answer now given in Whereby he referred himself to the Court & Jury The Court gave Direction for Impannelling a Jury for the Tryall. Whereupon the Sheriff Impannelled 12 Jurors Vizt mr Willm Bretton foreman, mr Luke Gardiner, mr Wm Boreman, mr Willm Johnson, mr John Lawson, mr Tho: Mathews mr Willm Edwin, mr Stanhop Roberts, mr John Cornelius mr Tho: Bushell, mr Willm Smith, and mr John p. 457
Nicholls who having their Charge given them upon Oath to give in a Just & true Verdict to the best of theire Skill and understanding upon the proofes and Evidences to be produced to them on both Sides in this Cause whether the hogs or Swine Charged by the pltes Peticon to be killed by the defendant or his appointmt were of the Compltes Marke or not, After Some time of consideration thereupon gave in their Joint Verdict or

Liber B. Report to the Court as followeth The Report of the Jury in the Cause now depending between Robert Taylor plte and Robert Brooke Esq defendant, We find that those hogs killed by m^r^ Brooks or his appointment was not the marke of Robert Taylor ꝑperly Speaking because of the want of the hole in those hogs which m^r^ Brookes killed which all the Wittnesses Say that there was none, neither doe they Nominate or Signifie any Starr to have been under the Square. But upon further debate of the matter in ꝙuestion The Court not thinking fitt for the present to ground any determinate Order upon this Report of the Jury but conceiving upon the whole matter that the plte might have Just Cause or reliefe in Equity thoughe the marke did not Exactly appeare to be his, which might perhaps be occasioned by Some oversight or Mangling or defaceing of the Eares of which there was Something now hinted, And the Court being Satisfied that the hogs killed were none of the def^ts^ and conceiving that Some other Evidence might appeare for the better Clearing of the Busieness to the Court, doth Upon the plte̅s motion respite the further hearing of this Cause till October Court next, and both parties are then to attend the Court for that purpose.

Robert Taylor plte. Robert Brooke Esq def^t^

John Hambleton maketh Oath that within few dayes after the Court in March last he this depon^t^ desired the plte Taylors Servants to bring the Compltes hoggs to his Dwelling house at Putuxent and to Catch Some of them and two of them were Catched accordingly the Eares of w^ch^ he tooke a full View of,
p. 458 and found about the Middle of one of the hogs Eares a hollow Starr, which had formerly as this Deponen^t^ conceiveth been a hole and further deposeth not.—

Sworne in open Court 8° Junij 1653 Tho: Hatton

Aprill 23^th^ 1653. According to an Order of a Provinciall Court enjoining us Ismaell wright, John Taylor and Phillip Harwood to view the marks of the hogs of Robert Taylor how near they doe agree with the marks of Some hogs killed at the plantac̄on of Robert Brooke Esq (which marks we have formerly Sworne unto) We the parties abovesaid haveing Viewed the markes of Such hogs as the Said Taylor did Shew unto us, doe testify that the marks of the Said hogs and Cattell which the Said Taylor did Shew unto us is the Very Same that those hogs were of which was killed at m^r^ Brooks plantation (as we have formerly Sworne unto) Onely we doe find that there is a hole in the left Eare under the Square more then was in those hogs w^ch^ was killed at m^r^ Brookes his plantation, And further we doe Testify that we tooke into our hands a pig which was

Marked of the Same marke, and a hole had been Cutt as in the rest which we found was Grown up again and the Starr remaining where the hole had beene, And further Sayth not Sworne before me. Ri: Preston Liber B.

The Answer of Robert Brooke Esq to the Petition and Bill of Robert Taylor.

That Whereas Robert Taylor hath already had the benefitt of Three Severall Courts and two other meetings appointed by mr Preston to prove his Bill the Substance whereof was that Robert Brookes had killed two of his hogs marked thus, the right Eare Cropt with a half moon under it, the left Eare the top of the Eare Cutt off the one Side of it with an hole under it, which truely were not the right marks of the Said hogs, for they had both Eares Cropt alike with an under cutt under the right Eare as the Said Robert Brooke and four other Wittnesses can Depose, Yet forasmuch as Robert Taylors Wittnesses doe depose all his marks Saving the hole in the Eare, The Said Robert Brooke not willing to Enter Cross Depositions upon Record is willing to Joyn issue with the Said Robert Taylor and Soe referreth himself to Court and Jury. p. 459

Capt Henry ffleete by mr John Hallowes his Attorn } plte
mr William Eltonhead Defendt }

Upon reading a former order made in this Cause the 21th of January last whereby the defendt had liberty till the then next Court if he could to prove the 1500l Tob: in that order Mentioned to be paid wherein if he failed the Court would proceed to give the plte releife for the debt being upon Bill and the defendt being now present in Court and failing in his proofes, It is ordered that he forthwith pay to the plte or his Attorney the Said fifteen hundred pounds of Tobacco in discharge of the Said Bill and the Same to be cancelled.

cancelled

Execut inde Vers: Estate ad Satisfaciend

19 Julij 1653. De Novo con Corpus 1° Sept &c.

Indors Bill

I Capt Henry ffleete doe make John Hallowes my Lawfull Attorney for to receive this debt or recover it by Law—
Wittness my hand this 2d of August 1652.—
Wittness Jo: Due Henry ffleete

Thomas Gerrard Esq plte
mr Cuthbt ffenwick defendt }

Upon reading of an Order made in this Cause the 22th of March last whereby it was Ordered that Capt Thomas Cornwalleys Should the

Liber B. then next Court bring the Bill in that Order mentioned into Court to be perused that further order might be taken thereupon which he hath neglected to doe, It is Thereupon ordered that the Said Cap^{t} Cornwalleys Shall by October Court next either deliver up the Said Bill to the plte or returne unto him the 864^{li} Tob: and four pound and an half of Beaver in the Said Order Mentioned.

m^{r} ffrancis Brookes was this day fined 20^{l} Tob: to his Ldp for prophane Swearing in Court

p. 460 Thomas Gerrard Esq plte } Upon Reading of a former order made
m^{r} Cuthbt ffenwick deft } in this Cause the 22th of March last whereby the hearing was respited till this Court the pltes Suit being to be relieved upon a Bargaine for a Colt as by that Order is Expressed The defend^{t} now upon the pltes oath mocō̄n taking his oath in open Court that he knew that one of the Colts (of which the plte upon the Bargaine was to have had the Choice) was dead, and that he had Intilligence that the other was dead in S^{t} Clare's Swamp and that he never Saw it nor heard further of it Since or to that purpose, It is thereupon for a full & finall End of the matter in question with the full consent of the parties plte and defend^{t} in this Cause Ordered and adjudged that the defend^{t} Shall and doe Satisfie and pay to the Compl^{t} one Thousand pounds of Tobacco and Caske at the next Cropp with Court Charges

m^{r} Cuthbert ffenwick plt } The hearing of both these Causes is
Cap^{t} Willm Mitchell by his Attorney defendant } respited till October Court next
et e contra }

Robert Taylor plte } The hearing of this Cause is respited till
Mary Ketchmay deft } October Court next. And both parties are then to attend the Court for that purpose.

m^{r} Joseph Manning merch^{t} plt } The def^{t} having attended the Court
Cloves Mace defendant } Severall dayes upon an Arrest, and noe prosecution against him moved for a discharge with allowance of Costs and Charges, It is therefore ordered that the Complainants Suit against the defend^{t} be dismissed out of the Court for want of prosecution, And that the plt doe pay unto the defendant one hundred and fifty pounds of Tob: and Caske for his trouble and Expences with Court Charges

The Deposition of Walter Pakes aged forty three years or thereabouts Sworne & Examined this 7th day of June in open

Court Sayeth. That Edward Cotten lately deceased (about a week before his death upon takeing a Note of his debts this deponent telling him he had forgotten John Warren of whom he had divers things) told this depon[t] that he had Satisfied the Said Warren in a Bargaine past between him the Said Cotten and the Said Warren or to that Effect and furth Sayth not. Liber B. p. 461

At a Court held at S[t] Maries
the Nineth of June 1653

Present { The Governour
m[r] Thomas Hatton
m[r] Richard Preston

Edward Packer plt
George Mee defend[t]

The Compltes Suite being for a heifer Calfe w[ch] the Complt upon the defendants undertaking to See him Satisfied lent to m[r] Thomas Daynes two yeares agoe And the defend[t] now acknowledging his ingagem[t] It is ordered by consent on both Sides that the defend[t] doe pay unto the Complt at his house a heifer of two yeares old and upwards.

John Carrington plt
Lawrence Starkey Esq deft

Upon reading of an Order made in this Cause the 24[th] of March last the defend[t] not now appearing nor any for him to make any further defence according to the direction of that Order, It is therefore now Ordered that the defend[t] Shall forthwith pay unto the Complt the residue of his Clothes, and the one hundred and forty pounds of Tobacco mentioned in the Said former Order and in the Deposition of Thomas Carpenter Upon Record with Court Charges.

Robert Brooke Esq plt
George Ketchmay & Henry Ketchmay defendts

Whereas Certaine Timber of the defendants hath beene attached at the pltes Suit for Satisfaction of 3000[l] Tob: debt & Damages claimed by the plt of the defendants, as the Court Should order, It is now Ordered upon the pltes mocō̄n in presence of the defend[t] Henry Ketchmay that the Timber attached be Viewed by John Grammer & Peter Johnson and Delivered into the possession of the Said Henry Ketchmay who is to be responsible for Soe much thereof as he Shall make use of, And the Same with the rest of the Said Timber is to be disposed of as the Court in October next Shall Direct till when the Said Attachm[t] is to Stand in force p. 462

Mr Henry John and William Coursey pltes
mr Thomas Daynes by his Attorney defend[t]

Upon the request of the defendants Attorney with the Consent of the plt Henry Coursey the hearing of this Cause is respited till October Court next and then to be pemptory.

Liber B. Marke Pheypo this day in open Court acknowledgeth to have received full Satisfaction from Capt. Robert Vaughan of the Isle of Kent of a Bill of fifteen hundred pounds weight of Tobacco and Caske and a Barrell of Corne payable to him and William Chappell Wittness his hand
Testor Tho: Hatton Markes Pheypo

The Governour this day appointed Mr John Metcalfe High Sheriffe of St Maries County according to his Ldps speciall direction in that behalf

The Court rising the Governour appointed the next Provinciall Court to be held at St Maries the twentieth day of October next

To the Hōnble the Governour & Councell of Maryland.
The Petition of Robert Brooke Esq

Humbly Sheweth
That in or about the monthes of Sept or Oct was a 12 Month yor Petitionr by the hands of William Batten caused 1000li Tob: & Caske to be paid to Henry Ketchmay for the use of George Ketchmay his brother & Master, for the which Said Tob: the Said Ketchmays were forthwith to Supply yor Petitioner with Caske at as indifferent rate as they then Sold to others at Putuxent. But the Said Ketchmays abused yor Peticōnr in ꝓviding Caske Soe that he and his Servants were divers times to fetch Caskes at Peter Johnson's the appointed place of delivery, but could get few or none Severall times, and in all but 22ty hhds the 2 last whereof were brought the last week of April to the great Damage of your Petitioner of at the least 3000li Tob: yor Petitioner having at that time 2 Great
p. 463 houses full of Tob: the one of 100 foot in length the other of 90 foot in length, and both 32 foot in breadth, which long hanging much wasted and a Great part of it blown down & Spoiled, the latter End of Winter for want of Caske, And of those 22 Casks 8 of them were altogether useless falling in pieces in the Carrying home and not being to be Sett together againe.

ffurther the last Summer the Said Henry Ketchmay did divers and Severall times promise & ingage with yor Petitioner to help him to 24 hhds more, but with his faire promise deluded yor Petitioner Soe that it was after Christmas againe before yor Petitionr could thinke of otherwise providing for himself, which he did in a Very bad manner to his great loss and wast of Tobacco, The which his great damage Soe Sustained yor Petitioner humbly tenders to the Justice of this Hōnble Court.

The Deposition of Miles Cooke being taken in Court of Liber B.
Maryland the Said Miles Cooke did hear Benjamine Cowell Say to m^r^ Husbands that he had received of m^r^ Pills two hhds of Tobacco for the use of m^r^ Richard Thurstone and they were aboard the Ship hopefull Adventure whereof was Commander then m^r^ Richard Husbands whereupon the Said Husbands did Sweare that never a Thurstone in the world Should have any Tobacco there And further in my hearing did deny the Tobacco to the Said Thurstone being demanded by the Said Thurstone of the Said Husbands in England, And further this Deponent Sayth not.

Jurat 8^to^ June 1653 in open Court

The Deposition of John Hallowes gent aged 40 yeares or thereabouts Sworne & Examined Sayeth

That before Ralphe Beane went for England I the Said John Hallowes did pay unto the aforesaid Ralph Beane Sixteen hundred pounds of Tobacco and Caske for the use of John Dandy. And further this Deponent Sayth not.

John Hallowes

Taken before me. Tho: Baldridge.

M^r^ Hallowes the above mentioned Deponent Maketh Oath p. 464
that he paid the Tobacco above mentioned in Anno 1650. And further Sayth not. Jurat in open Court June the 7^th^ 1653.

This Bill bindeth me John Nunn my heirs or Assignes to pay or Cause to be paid unto Henry ffox or his assignes the Just quantity of four hundred & forty pounds of good Sound Tobacco & Caske to be paid in the County of S^t^ Maries on the 10^th^ day of November next Wittness my hand this 31^th^ of March 1651

John Nunn

Teste Phillip Land.

I Henry ffox do assigne over unto Edward Packer or his Assignes all my right and Title of this Bill.
September the 25^th^ 1651 Henry ffox his marke
Teste Phillip Land. ×

Memorandum that I Edward Packer Gent doe assigne over all my Interest of the within mentioned Bill unto m^r^ Walter Beane or his Assignes. Wittness my hand this first of January 1652. Edward Packer
Teste Henry Coursey

Liber B. Walter Beane the Administr demandeth the 440l of Tob: out of Nunns Estate due by the Bills & Assignments above written.

This Bill bindeth me John Nunn my heirs or Assignes to pay or Cause to be paid unto Phillip Land or his Assignes the Just quantity of one hundred & fifty Seven pounds of Sound Tobacco & Caske to be paid in the County of St Maries on the tenth day of November next. Wittness my hand this 12th ffebruary 1650

John Nunn

Wittness, Jeffry Oliver

I Phillip Land doe assigne over unto Nicholas Cuzeene or his Assignes all my right & Title of this Bill within Mencōned. Wittness my hand this 16th of october 1651

Phillip Land

Nicholas Cuzeene demandeth the 157l of Tobacco out of Nunns Estate due by the Bill and assignmt above written

p. 465 Ann Johnson aged thirty four yeares or thereabouts Sworne and Examined the 30th of Aprill 1653 Sayeth

That yor Deponent and Sarah Goulson being at the house of Robert Taylors the 24th December at the Travail of the Said Taylors wife, Sarah Goulson Said that She would Speake to the woman about the child, because Robert Taylor was Soe greived about it, Soe yor Deponent desired her She Should not for She had Sorrow Enough at that Instant, yor Depont Comeing againe on Sunday after, to dress the child, her Sister Alice Griffin being Come thither, Alice Griffin Said how now you have Saved yor Bacon, Alce Griffine Said to me hath She not Saved it, Soe your Deponent replyed to her againe if She have, it is the better for her, Alce Griffine Said that Mary Taylor wisht She might never rise if it were not her brothers Child, Alce Griffine and yor Deponent being without doors talking about it yor Depont Said it could not be So for there was a writing in mr Preston's hand would testifye the time of her going away, Soe Alce Griffine replyed and Said She was afraid of that ugly pott belly Edward Brisley, they two were Very Great, Soe yor Deponent Comeing there on Monday againe, my child telling of me at home what She had heard Robert Taylor Say to Cuz: yor Deponent asked Margaret Broome whether Robert Taylor Said to her that he would turne his wife and the Bastard out of doors, Soe She asked me how I heard Such a thing, Soe Said I the child told me. O Said She

what a baggage is this he did Say Soe, but who would have Liber B.
thought Such a baggage would have Said Soe, Soe Cuz. told
me that she had been talking with her, but She could not
Endure to hear her because She wished Such bad wishes, Soe
yo^{r} Deponent talking to Cuz. tould her you would not believe
this, noe Said She, had not the thing proved it Self, I Should
never have beleived it, Soe yo^{r} Deponent helped Mary Taylor
upp and then I Spoke I wish you good Sitting up, but I doubt
it will prove the worst that Ever you had in your Life, why p. 466
Said She to your Deponent, Soe I replyed and Said, why, you
need not question why you know the Cause of it your husband
he taks Notice of it, he Sees the Matter is badd and knows the
matter is badd, Soe Mary Taylor replyed and Said he used to
be Soe to her, Soe I replyed againe and Said noe for no man
alive could be more fond ov^{r} her and the Children then he,
Soe your Deponent tould her that She had both offended God
and Defamed herself and wronged her husband and Children
Soe whereupon her Cuzen and I urging of her to Speake the
truth of the matter whose the Child was that he might take
part of the Shame as well as She, Cuz. tould Mary Taylor that
her husband Said that he would turne her & the Bastard out of
Doors, Soe Said Cuz: I am greived to the very heart to See
how yo^{r} Husband takes on. O! Cuzen Said She doe not let
your Husband worke to Maintaine another Man's Child, Soe
yo^{r} Deponent replyed and Said, noe truely I would lay the
Saddle upon the right horse, Soe Mary Taylor Sat Still a while
where She Sate and at the last She burst out Crying and Said
that wicked man had overcome her upon a Court day at Night
being the 12th of Aprill, and I replyed and Said She might
be mistaken and She Said She was confident She was not, She
being at his house he came to bed to her and never but that
Night, Soe we replyed and Said Lord that you Should Soe
forgett your Self and husband and Children in Soe Short a
time, Soe we asked her why She did not call for a pipe of
Tobacco to have prevented him, Soe that the people of the
house might not have taken any Notice, Soe She was asked
whose the Child was and thereupon She Nominated Cetchmey
and Said She told him that She was with Child, and She told
him that She would tell her her Husband of it, And he replyed
againe and Said he would trust her for that, Whereupon we
wisht her to Submitt her Self to her husband and that Cetchmey
Should take the Child, whereby She might in time gett the p. 467
Love of her husband againe for the Love of the Children he
had already by her, Soe She asked me whether the Child were
at his full time, whereupon I replyed yea and Said it was a
lustyable Child, for She Said She thought She Should have
gone longer, She Said that She was either five weeks or three

Liber B. weeks with Child before She came up from Virg[a] yo[r] Deponent knoweth not which, Soe whereupon yo[r] Dep[t] was goeing home and She desired me for gods Sake to Stay till Such times her husband came to Speake to him of it Soe when he came I told him that his wife Said She had wronged him, and I desired him to doe what his heart would let him for his Children Sake, She hath wronged me indeed Said he, Soe She came and fell upon her knees and Said Good husband forgive me, for Gods Sake Good husband forgive me, O! thou wicked base woman how can I forgive thee, I cannot forgive thee, the Law will take hold of thee, would I had given tenn thousand weight of Tobacco I had Saved thy Creditt, thou wicked woman couldest thou forgett me and the Children Soe Soon, I bid thee to have a Care of thy Creditt when thou wentest away, Soe whereupon he bid her rise of her knees, but he did not promise her any forgiveness, and She kneeled againe and he replyed he could not forgive her, the Law would take hold of her, Soe Cuz: Said that Cetchmey hang him hang him and Robert Taylor replyed and Said if he must hang him he must hang her, and Robert Taylor Said he would make a poor Cetchmey of him before I have done with him, for I will goe to m[r] Preston and fetch his Warrant for him and I will Send him prisoner to Maryland, Soe Mary Taylor desired me I Should not tell Cetchmey of it but bring him thither, for if he knew of it he would not Come there, Soe when I came home I told my husband of it, and he would not let me have noe
p. 468 hand ab[t] it to bring him thither for fear of disturbance. And further Sayth not. the mark of
Sworne before us the day & Ann A I Johnson
yeare above written
William Stone
Rich: Preston

Margaret Brome aged 24 years or thereabouts Sworne & Examined Sayeth.—

That upon the 24[th] of December 1652 when my Cuzen Mary Taylor was brought to bed, m[rs] Johnson proferred Robert Taylor the Child, and he bid her give it the mother and She would have given it to me, and I Said I would not forfeit a pair of Gloves, Soe when m[rs] Johnson and Sarah Goulson were in bed, your Deponent Came to the bed Side and m[rs] Johnson asked me what I thought of it now, and I Said I could not tell what to think on't, and they Said they were Sory to See how it was, Saith m[rs] Johnson I think Robert Taylor would put it up, if the world did not take Notice of it Soe on the Sunday m[rs] Johnson Came againe to Robert Taylors, and Soe did Alce Griffine and alce went to the bed Side to See her Sister Mary

Taylor how now Mary Said She, I hope you have pleased them Liber B.
all now and Saved your Bacon, And m^rs^ Johnson replyed againe
and Said, if She had it would be well for her and you to,
why Said Alce is She not Come well Soe m^rs^ Johnson Alce
Griffine and yo^r^ Deponent went into the Buttery and m^rs^ John-
son Said that her husband had or else he would give Robert
Taylor Councell to give her a Suit of Clothes and turn her and
her Bastard out of Doors, and we made Answer againe and
Said it was too Cruell and Alce Griffine had urged her Sister
about it and Mary Taylor replyed and Said would God She
might never rise out of bed if it were not her brothers Child
Soe my Cozen Robert Said if the Child were none of his he
would turne her and her bastard out of Doors and Send them
to Virginia Soe when m^rs^ Johnson was dressing the Child p. 469
before this is my black headed boy it is like ketchmey Soe my
Cuzen Mary lying in her bed hearing m^rs^ Johnson Say Soe
asked me why She Said Soe, and yo^r^ Deponent replyed it was
by reason of the Scandall that was formerly reported of her
and She replyed if She might never Come out of bed She
could find no other father for it then her own husband on
Munday following m^rs^ Johnson Came to Robert Taylors to help
Mary Taylor out of her bed and She asked me what Newes,
and I replyed I know none but what you know, and m^rs^ John-
son asked me whether her husband nor No body Else had put the
question to her, and I Said Noe ; And She Said She would, and
when She Came to the bed and bid me take away the paupuss
and Soe I laid the Child away, and m^rs^ Johnson Said to Mary
Taylor O! wicked woman that could forgett yo^r^ Self Soe to
forget your husband and yo^r^ Children, and Mary Taylor Said
why, and m^rs^ Johnson Said you need not ask me why for yo^r^
husband will not own the child and Said it was none of his,
Soe when Mary Taylor was out of the bed Standing by the
bed Side, m^rs^ Johnson Said woman confess who is the father
of the child for yo^r^ husband will not own it, but turn it and you
out of Doors, never keep it from God and the world for you
cannot hide it from God for it is known by reason m^r^ Preston
tooke a Bill of yo^r^ Husband dated the 8^th^ of March 1651 Mary
Taylor Said She was at his house of a Court day being the
12^th^ of April and lay at his house that Night and when She was
a Sleep he came to her and with his Deluding Toungue deluded
her and Soe She Said often, who is this Said m^rs^ Johnson
Cetchmey? and She replyed and Said yea Saying Catchmey
told her that She would Come about Christmas and m^rs^ Johnson
and your Deponent Said he was a Vile man to offer to delude
a woman Soe And Robert Taylor was Sent for and when he p. 470
Came in, his wife Mary Taylor down upon her knees and
desired him to forgive her and he Said the Law would take

Liber B. hold of her he could not forgive her, and he Said he would Send Cetchmey to Maryland & he would make a poor Cetchmey of him, And Sayth further that Catchmey was at Robert Taylors house about two days after, This is the truth according to her Knowledge. Margret Broome
Sworne before us the day &
yeare above written—
William Stone
Richard Preston

Andrew Scot aged thirty yeares or thereabouts Sworne and Examined Sayeth.
That Mary Taylor did rise of her bed and bid m^r^ Catchmey take the Child that the report had gone about was his, and m^r^ Catchmey made Answer againe and Said they had best take heed what they Say, and further Sayth not
Sworne before me this 7^th^ of may 1653 the mark of
Ri: Preston Andrew × Scotte

Henry Pope aged 32 yeares or thereabouts Sworne and Examined Sayeth: That Andrew Scott told your Deponent that his Dame Mary Taylor rose off her bed and bid m^r^ Catchmey take his child, and m^r^ Catchmey made Answer and Said noe, it is none of mine and She Said it was his and they were Strugling about it, and m^r^ Taylor bid them no let it fall for it was none of the Child's fault and a Little after Cuz: tooke the Child to dress it, and when she had dressed the Child She put it into m^r^ Catchmey's Lap and he held it a while and then he Carryed it to Mary Taylor and bid her take the Child, and She Said, noe, and Cetchmey replyed and Said what Should he doe with it, it is yours as well as mine and further Sayth not
Sworne before me this } The mark of
7^th^ may 1653.— } Henry H P Pope
Rich: Preston

p. 471 Sarah Goulson aged 30 yeares or thereabouts Sworn and Examined Sayeth. That yo^r^ Deponent was at m^r^ Johnsons house that night that Anne Pope Sent for m^rs^ Johnson Soe yo^r^ Deponent being there went along with m^rs^ Johnson, and goeing along, m^rs^ Johnson told me She would have a bout with Mary Taylor if She were there and yo^r^ Deponent desired her not it would disturb her Self and the woman that was in travail, and m^rs^ Johnson Said She would ask her for a pair of Gloves; Soe as we were Comeing home m^rs^ Johnson Said you would laugh at me if I Should burn my Gloves, and your Deponent replyed if She did not burn her hand, I Should laugh and m^rs^

Johnson Said if I Should, I know where I Shall have another pair, Soe m^rs^ Johnson went a Little further and turned back and Said to Mary Taylor I must have a paire of Gloves of you (if not) of m^r^ Catchmey and Mary Taylor replyed why of m^r^ Catchmey, and m^rs^ Johnson Said he is the father of your Child, and Mary Taylor replyed againe he is noe more the father of mine then he is of yours for ought I know, And m^rs^ Johnson replyed againe and Said She was an Impudent whore and then m^rs^ Johnson Said againe She was a brazen face whore or an Impudent whore your Deponent knowes not which and Mary Taylor Said it hath pleas'd God to make us both alike. Whereupon m^rs^ Johnson Struck Mary Taylor Soe they were busling a Little while Soe when they had done m^rs^ Johnson Said that that Nights work Should Cost her a whipt back. and further Sayth not

Liber B.

the mark of
Sworne before me this 7^th^ Sara × Goulson
of May 1653. Ri: Preston

Sara Goulson aged 30 years or thereabouts Sworne and Examined, Sayeth, That Comeing to Robert Taylors house, three or four days after Robert Taylor's wife was last brought to bed, and yo^r^ Depon^t^ hearing that She had confest that m^r^ Catchmey was the father of the Child yo^r^ Deponent asked her and She told yo^r^ Deponent noe it was noe Such thing, but She Said She tould m^rs^ Johnson that, that wicked man had either overcome her or deluded her, and further Sayth not

p. 472

the mark of
Sworne before me the 7^th^ of Sara × Goulson
May 1653 Ri: Preston.

Mary Catchmey aged 25 years or thereabouts Sworne and Examined Sayeth, That She heard Geo: Catchmey Say that they Shutt him into Robert Taylors house and then Mary Taylor did rise of her bed and brought him the Child, and he the Said Catchmey would not take it and he Clapt his hands behind his back, and went back and Still She followed him with the Child, and Robert Taylor bid them have a care of the Child and let it not fall betwixt them, And then She went away and lay Down upon her bed with the Child and after Some discourse they were Sat downe in the house, Cuz: She fetched the Child and Sate it in her lap, and looked upon the Child & looked upon George Catchmey and he Said She Started up, and put the child in his Lap, and Cuz: Said pray m^r^ Catchmey hold the Child and he Said to me that he Said, yes, I doe not care if I hold the child and he Said to me that Cuz: did not make hast to Come to take it and he Carryed it to Mary Taylor as She lay upon her bed, and he told me he bid her take the Child and She replyed againe it is as much

Liber B. yours as Mine for ought I know, And he told me that he told her if it be mine it is yours. he told me that Cuz: Said to Robert Taylor, Cozen how are you able to keep a knife out of his heart, And upon that Robert Taylor tooke down his Gunn and he told me he did not know whether he did it with intent to doe him any harm. The next morning following he told me he was to goe to John Grammers, and he asked Robert Taylor if he would goe with him. And Robt Taylor made Answer and Said he did not care if he did, And he told me as they were goeing in the way Robert Taylor asked him what they
p. 473 Should doe in the busieness, and he told me that Robert Taylor Said that both their lives lay in his hands, and he Said to me, that he told Robert Taylor he did not feare what he could doe to his life and Robt Taylor asked Catchmey what will the Court do in it. And he told me, he Answered Robert Taylor thus, that the Court would Record him Cuckold and Catchmey Should keep the Child, and he told me that Robert Taylor Said if he would disburse a little Tobacco he would keep the Child as his owne, and he told him he did not care for a Little Tobacco rather then to have his name brought in question, and he told me he asked Robert Taylor how much he would have, And Robert Taylor made Answer and Said that tenn thousand pounds of Tobacco was but a flea biting to him, and he told me he Answered Robert Taylor before he would give that the Court Should decide it, But after further discourse Robt Taylor was Content with two thousand, And he Said to me that Robert Taylor demanded from under his hand for it. And he told him that he would give him from under his hand for it, And Geo: Catchmey demanded a discharge from under Robert Taylors hand, and Robert Taylor tould him he Should, And he told me, that before that the writings were drawn, there were Soe many Warrants for him that he was forced to runn out of the River, And when Robert Taylor came down to Virginia he Came to George Catchmey and before Robert Taylor had been there one Night, he told George Catchmey that the Child was his own picture meaning Catchmey, as Geo: Catchmey told me a Little before Robert Taylor came up to Putuxent he demanded Tobacco of Geo: Catchmey and he tould me he Answered Robert Taylor that he had none and that he knew the worst of it, And Robert Taylor told him that he would give him tenn thousand pounds of Tobacco to deny what was past, and Geo: Catchmey Said that he told Robert
p. 474 Taylor if he were never questioned, he would never question it, Soe yor Deponent asked my brother Geo: Catchmey whether he had ever had to doe with her and he told yor Deponent, yes once, and I asked him why he was Soe wicked, and he told me that She deluded him with her deluding Toungue and he

told your Deponent that Mary Taylor told him that She heard Liber B.
he was much given to women, but he was not half so much
Given to women as Thomas Davis the Cooper, and he told
me he asked her whether She knew Thomas Davis, yes Said
She Very well, I was his Neighbour a great while and he Said
to me that She told him She heard that her husband was dead
Saying I never was Soe taken with a man as I am with you.
O! that I could Love my husband as I Love you, with handling
her hands in his hair and Such like Gesture, Soe your Depo-
nent asked him if that was after he had to doe with her, and he
Said, noe, And he told me that She Said, O! that my husband
were Dead, And he told me he Answered her if he were
Dead, I have a wife, And She Said if my husband were Dead
I knew what I could Doe, And he told me that the next Morn-
ing after he had had the use of her She told him that She was
with Child. And further Sayth not. the marke of
Sworn before me this 7th Mary M Catchmey
of May 1653 Rich: Preston

Peter Johnson aged 42 years or thereabouts Sworne and
Examined Sayeth. That Comeing to Robert Taylors house
after his wife was brought to bed Seeing Robt Taylor very
Solitary Said to him Country I am very Sorry that this Cross
is Come upon you, I bid him be of Good Cheer for any man
of understanding would not blame him for it and Robert Tay-
lor replyed againe and Said when his wife was well he would
turne her and the Bastard out of Doors, And your Deponent
tould him Country you are grown So proud and Stately a late
days, that you do not know whether you goe upon your feet
or your head, God will find you out, and he replyed in what
So many words were past betwixt us he Still replying he P. 475
would turn them both out of Doors, when She was well for
She hath disgraced her Self and me and her Children after-
wards. And further Sayth not.
Sworne before me this 7th of the mark of
may 1653 Ri: Preston Peter PI Johnson

And a day or two afterwards mr Catchmey Comeing to
your Deponents house, Sate him down upon a Chest very
Solitary, Soe your Deponent called him out of Doors and my
wife talked with him, Yor Deponent heard mr Catchmey Say
they made him doe any thing what they would, for he was
afraid of his Life for So Soon as they gott him into the house
they Shutt the Doors, and Robert Taylor tooke his Gunn in
his hand, and there was another in the house that Said how
Can you forbeare a knife out of his heart, Soe talking together

Liber B. m[r] Catchmey made Answer and Said he was to give Robert Taylor Content And further Sayth not the mark of
Sworne before me this 7[th] of Peter PI Johnson
may 1653 Ri: Preston

Cornelius Abraham Sayeth that in or about January last goeing Down with his Sloop to Virginia overtook one Geo: Catchmey about Cedar point at Putuxent Rivers Mouth in a Small boat who desired me that I would take him into my Sloop and Carry him to Virg[a] which I did, And falling into Some discourse Concerning Robert Taylor, about a Child his the Said Taylors wife had lately been brought a bed withall, which was reported She had laid to the Said Catchmey, the Said Catchmey told me that the Said Taylor Carryed him to his house late one Night and Carried him in and Shutt the Door, which as Soon as he done, the Said Taylors wife rose of a bed and brought a child and Gave it to the Said Catchmey Saying here take yo[r] Child w[ch] he refused to doe denying that it was his Whereupon Some body in the
p. 476 house Said how can you forbeare Stabbing of him to the heart, and the Said Taylor tooke a Gunn off where it hung which put the Said Catchmey as he Said in a Great feare whereupon he Carryed the Child to the mother and told her if it be my child then it is yo[rs] as well as mine, and at that time there being Some of the Servants in the next room Robert Taylor Commanded them to goe forth, and after they were gone forth the Said Taylor told the Said Catchmey that he would goe to law with him, the next day the thing being urged again to the Said Catchmey (as he Said, the Said Catchmey told him that if Tobacco would Satisfie he did not care) Afterwards the Said Catchmey told this Deponent after Robert Taylor came downe to Virginia that the Said Taylor desired him the Said Catchmey that he would be friends with him concerning the child his wife Laid to him.
Sworne before me this 6[th] Aprill 1653
Ri: Preston

William Phillips aged 19 years or thereabouts Sworne and Examined Sayeth, That Sarah Goulson Said to m[rs] Johnson you will burn your Glove by and by, noe, noe Said m[rs] Johnson, Soe Said m[rs] Johnson I Shall burn it indeed, And m[rs] Johnson Said that m[r] Osborne had Sent to New England for a pair for her, And m[rs] Johnson Said to Mary Taylor, I do Expect a pair of Gloves of you or Catchmey, And Mary Taylor made Answer againe why of Catchmey, And m[rs] Johnson replyed againe, that the father of the Child use to pay Midwifs ffees, And Mary

Taylor replyed againe and Said as your Deponent thinks that Liber B.
the child was as honest begott as m^rs^ Johnson's Soe whereupon
m^rs^ Johnson Struck her and m^rs^ Johnson called Mary Taylor
Impudent whore and Mary Taylor replyed againe and Said it
hath pleased God to make us both alike and m^rs^ Johnson
Replyed again I will not conceal yo^r^ Roguery any Longer for
I will help you to a Slasht back and Mary Taylor turned to m^rs^ p. 477
Johnson againe and further Sayth not. the mark of
Sworne before me this 7^th^ of William × Phillips
May 1653. Ri: Preston

John Tennis aged 25 years or thereabouts Sworne & Examined Sayeth. That your Deponent was at m^r^ Johnson's and your Depon^t^ heard m^rs^ Johnson Say that Mary Taylor and She had a falling out, and further Sayth not
Sworne before me this 7^th^ of the mark of
may 1653 Ri: Preston John I T Tennis

William Gramall aged 30 years or thereabouts Sworne & Examined this 7^th^ of may 1653 Sayeth, That m^rs^ Johnson did Say to your Deponent that She dropt her Glove, and Said She Said to Mary Taylor let me not lose my old ones, for fear I Shall gett no New, but I look for a pair from you Speaking to Mary Taylor, or Else of m^r^ Catchmey as She Said, And Mary Taylor replyed Saying and why of m^r^ Catchmey, m^rs^ Johnson Said She replyed doth not fathers of Children use to give Midwifes their ffees, whereupon Mary Taylor replyed to m^rs^ Johnson (as She Said) that her Child was as truely begott as any Child She had, whereupon m^rs^ Johnson Said She replyed to Mary Taylor, You Impudent whore I did not think you had been Soe Impudent, whereupon m^rs^ Johnson Said that She Struck Mary Taylor Saying have I kept your Councell Soe Long and would not goe to my Neighbours, and have You requited me thus, I have not Stured in it yet but now thou hast urged me to it I will, I have not Sturr'd yet, but I will Cause thee to have a whipt back for it, and further Sayth not.
the mark of
Sworn before me this 7^th^ may W^m^ W Gramall
1653. Ri: Preston

Francis Walton aged 47 yeares or thereabouts Sworne and Examined Sayeth, that your Deponent was at Henry Catchmeys house and Mary Catchmey & your Deponent were discoursing about m^r^ Catchmey and Mary Taylor and your Deponent Said that I did believe that upon a Good cause my master would take Robert Taylors part, he may Very well Said p. 478

Liber B. She for Rob^{t} Taylor tooke a false oath for your master. And further Sayth not Francis Walton
Sworne before me this 7th may
1653 Ri: Preston

William Hanington aged 21 years or thereabouts Sworne & Examined, Saith, That what ffrancis Walton hath declared is truth, and further Saith not
Sworne before me this 7th may William Hanington
1653. Ri: Preston

Articles of Agreement betwixt George Rapiar Musision of the one parte and John Carrington planter of the other part. Wittnesseth.

Impr That the Said George Rapiar doth bargaine & agree with the Said John Carrington to Sell and make Good the Sale of the Moyety or one half of the Cattle now in the possession of the Said Rapiar viz^{t} one Cowe two heifers one yearling and a Cow calfe Secondly the Said Rapiar doth firmly by these presents make over unto the Said John Carrington or his assignes one hundred acres of Land opposite to the land now in possession of Cap^{t} Brent, being the Moyety or one half of two hundred acres lately laid out upon the Said Rapiars Rights by m^{r} John Lewger Deputy Surveyor. In Wittness hereof I have hereunto put my hand this 9th August 1653.
Wittness the mrke of George Rapiar
Henry Coursey.

In Consideration of the abovesaid Articles of the Said Rapiars, I the Said John Carrington doth bind my Self my heirs and Assigns firmly by these presents to pay or Cause to be paid unto the Said George Rapiar twelve hundred pounds of Tob: & Caske or to whom he Shall appoint the Said Tobacco to be paid unto, which is in consideration of the Said Moyety of Cattle mencōned in the Said Rapiars Covenant the S^{d} Tobacco to be paid at the Said two Covenaters parting of
P. 479 Copartnership or at the Death of him that Shall first decease this Life. And In Consideration of the Said hundred acres of Land mencōned as aforesaid, I the Said Carrington doth Covenant and agree with the Said Rapiar to live and Inhabit with him for the terme of two years to help to Settle and Cleare the Said Land Soe Covenanted and agreed upon as aforesaid, And that all Necessaryes after the date of this writing bought by Either party Shall goe in Copartnership betwixt the Said Covenantors and that both of them Shall be at Equall proportion of Charge for all things bought or procured into their family towards house keeping, viz^{t} Clothes or other Necessaries

towards the maintaining of their family. In Wittness whereof Liber B.
I have hereunto put my hand this Ninth of August 1653
Test John Carrington
Henry Coursey
Thomas Robinson

I doe hereby bind my Self my heirs Executors or Administrators to deliver to whom and where I shall be appointed, and bestow upon Ann Hamond the wife of John Hamond and her four Children Viz. Mordecay, Bernard, Ann and Daniell, for and in consideration of Severall Courtesies bestowed by her husband upon me Six Good Cowes Some times this next Summer, as also hereafter to Settle a parcell of Good land upon the Said Children, Wittness my hand this 28th day of December Anno Domini 1652. Gervis Dodson
Wittness George Hardie
Richard Sharpe

Indors ut Sequutm Received in part of this Bill one brown Cowe marked with a hole in the right Eare and a Crop and underkeeled on the left Eare which I bind my Self to Record for the use within Speciefied Dated 20th of June 1653.
John Hamond
Testor. Tho: Hatton

At a Court houlden for Kent the first of Augt 1653
Present
{mr Thomas Ringgould, mr Tho: Bradnox mr Henry Morgan
mr Joseph Weeks mr John Russell Commissioners}

Forasmuch as ffrancis Bright hath brought in Court John Smith Junior and hath accused him of ffelony for breaking up p. 480
a Chest and takeing Severall Goods out of it, And the Court doth Order that the Said Sheriffe of kent Shall take bond of ffra: Bright for prosecution the next quarter Court the twentieth of October next at St Maries and in the meane time to keep in Safe Custody the Said Smith and press a Guard to Stand over him untill the next day, and in the meane time he is alsoe required to press boat and hands and Convey him unto St Maries to be put into the Common Goal untill the next Court.
Vera Copia Teste me Thomas Hynson
Clarke of Kent Court

The Examination of John Smith Junior accused of ffelony by ffra: Bright of the Isle of Kent at the County Court there And by order of that Court of the first of this month transmitted to the Provinciall Court at St Maries for his Tryall,

Liber B. being taken before the Governour and Secretary A Court held at S[t] Maries this 8[th] day of August 1653.

Upon Examination as aforesaid he the Said John Smith confesseth that about the Seven and twentieth of July last, he being a hired Servant to ffra: Bright of the Isle of opened a Chest which was then locked in his Said Masters house by drawing the Nailes thereof; but whether the Said Chest was his Said Masters or his Mates he doth not know. And that he then tooke out of the Said Chest a Suit of Clothes which he Sayeth were his own, and that he had bought them of the Said Bright his Master, and alsoe then tooke out of the Said Chest two Small pieces or remnants of Lockorume a Shirt a Canvas Sheet a new paire of Shoes a Case of knives and Some Sugar, and had likewise taken in the Same house three pieces of Bacon three loaves of bread four twists of Tobacco and four apples all which he had bound in a Bundle together intending to have taken them with him to Virginia, but before he put Such his intention in Execution he repented himself thereof, and the better to Colour the busieness and to pacifie his Said Master he told him that the Indians had opened the Chest and had taken the things before mentioned out of the Same, and that he never Enjoyed any of them nor removed them out of the Said house, but that the Same were all of them restored againe to his Said Master, Upon Consideration had by this
p. 481 Court this present Eigth day of August 1653. of the Said prisoner John Smith his Examination aforesaid, And upon the relacōn to the Court by m[r] Thomas Hynson and John Ellis that were Charged with the bringing down of the Prisoner to the Court that the particulars intended to be Stolen were not removed out of the Said Brights house but returned to him againe It is ordered that the Said Smith be whiped with twenty five Lashes, and be responsible and pay all Charges incurred by his imprisonm[t] and punishment, And the wages w[ch] he is to receive from Bright Soe farr as it will extend to goe to the paym[t] of the Said Charges, and the rest he is to be responsible for, out of his Labours for the future, And the Sheriffe is forthwith to See the prisoner punished according to the direction of this Order; which was done accordingly and the prisoner thereupon discharged of his imprisonm[t] and the bond for prosecution Mencōned in the Said order at Kent is Vacated.

These presents Testify that I Henry Bishop doe bind and deliver over all my crop unto John Medley and John Thimbleby for their Security for Severall debts due unto them from me the Said Henry Bishop, as Wittness my hand this present 14[th] of August in the year of our Lord God 1653.

Wittness John Metcalfe the mark of Henry Bishop
Robert Greene

Andrew Wardnor his mark for Cattle and hogs viz. over- Liber B.
keeld on both Eares with a Notch under the Nether part of the right Eare.

Mr Symon Oversea Mercht his Mark for Cattle and hogs vizt cropt on both Eares and a hole in the Crop & underkeel'd on the Left Eare.

At a Court held at St Maries the 26th day of Septembr 1653 } Present { William Stone Esq Governr; Capt John Price; mr Thomas Hatton Ser

mr John Hamond on the behalf of his wife & Children plt Walter Pakes Defendant } The Defendant upon an Action brought against him this day by the Complaint on the behalfe of his wife and Children for five Cowes the Remainder of Six Cowes due upon Bill from Gervis Dodson to Ann the Complts wife and her four Children Mentioned in the Said Bill upon Record Dated the 28th of December Anno Domini 1652 doth according to his former promise in that behalf upon a Lre from the Said Dodson desireing him to make payment thereof (as he alledgeth) Acknowledge a Judgmt to the Said Complt for the payment of the Said five Cowes to him for the use of his Said wife and Children according to the true intention of the Said Bill with Court Charges. p. 482

The Examination of Mary Warrow widdow taken this day Upon Oath in open Court.

That upon Thursday in the last week of July last about Noon the Same day four Indians, whom this deponent then knew not, came after a bould Manner into the house of Capt Daniell Gookins upon the South River in Annarundell County this Deponents then husband Jacob Warrow, this Deponent and Jacob their Son a child of about Seven years of age being then in the Said house where they dwelt being Servants to the Said Capt Gookine, And after the Said Indians had Stay'd in the Same house about an hour her Said husband Stooping down upon Some Occasion, Upon a watch word or Notice from one of the Said Indians: three of them whereof one is now here prisoner, in a Violent Sudden Manner fell upon her Said Husband and with their weapons or Tomohawks wounded him Soe that he died, And further this Deponent upon her Oath Sayeth that as Soon as She perceived that the Said three Indians were resolved to Murther her Said Husband She not being able as She conceived any wayes to help him & desireing if it might please God to Save her Self and her Said Child from Slaughter tooke up the

Liber B. Child thinking to fly away with him but as She was goeing out of the door, the fourth of the Said Indians who is now here prisoner felled this Deponent to the Ground with his
p. 483 weapon or Tomohawke wounding her in Such a Manner as that She fell down Senceless for Some time before the door, And that upon her Comeing to her Self againe She Saw her Said Child to be Dead being wounded in the head, And perceiving the Said Indians or Some of them busie as She conceived in pillaging or robbing the S^{d} house She by Gods assistance used meanes to Creep into the weeds by the Said house and Soe by Gods providence escaped with Life, And further this Deponent Sayeth that at the time when the Said Murther was Committed as aforesaid there were in the Said house three Gunns Some Good quantity of powder and Shott and divers wearing Clothes and bed Clothes Some pewter and three hatts to a good Value, All which the Said Indians as She Verily believeth and for ought She could Ever understand to the Contrary Stole out of the Said house and Carryed away with them and further Sayth not.

Sworne in open Court

The Same day after the taking of the Deposition above written the two Indians mentioned in the Said Deposition being prisoners in Irons were brought into Court, and m^{r} Thomas Hatton Secretary being alsoe Attorney Generall to the Lord proprietary preferred an Indictment against them in Manner, following viz.

In the name of the keepers of the Liberty of England by Authority of Parliam^{t} and as Attorney to the Lord Proprietary I doe hereby by way of of Indictm^{t} declare against Skigh-tam-Mongh and Couna-weza the two piscatoway Indian prison^{rs} here present, Shewing that they upon Thursday in the last week of July last or Some other time this last Sum̄er with the Assistance of or as Assistant or consort with two other Indians in a felonious Manner entred into the house of Cap^{t} Daniell Gookin in the County of Annarundell wthin this Province of Maryland, and then and there in a Most barbarous inhumane Cruell felonious Manner Murthered one Jacob Warrowe a Negro Servant of the Said Cap^{t} Gookins and a Child of the Said Negroes about Seven Yeares of age, and alsoe then and
p. 484 there in like Manner Grieviously wounded the Said Negroes wife Leaving her for Dead, And that they the Said Indians then and there alsoe forthwith after the Said Murther Committed feloniously robbed and Stole out of the Said house divers Gunns powder Shott, Apparell and other Goods to a good Value, As will be made appeare And therefore pray that

the offenders may be brought upon a Speedy Tryall and Liber B.
receive punishm[t] according to Law.—

Whereupon the prisoners were Arraigned and brought to their Answers by Interpreters bẽing confronted by Mary Warrow the Negro woman that escaped, and with a Gun and Severall parcells of Clothes which had been taken out of the house, where the Murther was Committed and found in their Custody, and Sent down by Warcosse the Emperor as though taken from the Murtherers, and the prisoners as appeared by their Interpreters, acknowledged they knew the Negro woman, and that they were both present when the Negro man and child were killed, Sometimes confessing and Sometimes denying as fearfull & desireing to conceale their Guiltness. And thereupon out of divers freemen of the County of S[t] Maries Summoned for that purpose a Jury of 24 able persons was impannelled for the Tryall their Names being as followeth viz. m[r] Cuthbt ffenwick the foreman m[r] William Bretton, L[t] Nicholas Gwyther, m[r] John Sturman m[r] Edward Packer, L[t] Richard Banks, m[r] Phillip Land, Lieu[t] William Evans, m[r] John Lawson, m[r] Richard Hoskins, m[r] Wiłłm Johnson, m[r] John Medley, m[r] Richard Willan, m[r] Henry Adams m[r] Robert Cadger, m[r] John Nicholls, m[r] Daniell Clocker m[r] James Langworth, m[r] John Thimbleby, m[r] W[m] Edwine m[r] John Taylor, m[r] John Harwood, m[r] Zachary Wade & m[r] Tho: Sympson, who who being all called and attending had their Charge given them upon Oath as followeth viz.

The Jurors Charge. You Shall Sweare to give in a Just & true Verdict according to the best of your understanding whether the two Indians now upon Tryall or either of them be Guilty of the Murther and the other offences for which they Stand Indicted or any of them yea or noe, And this upon the p. 485
proofes and other Evidences and Circumstances to be produced and as they Shall appeare unto you, So help you God &c. Upon which the Jury went forth And after Some time of consideration had concerning the Matter of their Charge before mencõned. They returned their Joint Verdict to the Court in these words following viz[t]

If one or both of these Indian prisoners had not consented to the Murther of Cap[t] Daniell Gookins Negroes, they ought to have withstood the other Indians in their intended Murther or revealed it by Some means, But doing neither and receiving Stoln Goods (as they confess) as hired to conceal it. We find them Guilty of the foresaid Murther.

Upon the bringing of which Verdict and Serious consideration thereupon had by the Court. Judgm[t] or Sentence passed upon the prisoners; That they Should be returned to close prison as formerly, and from thence to be conveyed to the place of Execution, there to be hanged by the Neck till they

Liber B. were Dead, which the Sheriffe was to See ꝑformed and Soe God have Mercy upon their Souls. which Execucōn was performed the Same Evening accordingly.

The Same day upon the rising of the Court the Govern^r^ adjourned the next Generall Provinciall Court (formerly appointed to be held the twentieth of October next) untill the first day of December next, and all Warrants, Sumōns ꝑcess and references formerly made out and appointed for October Court to be reinforced and Stand Good for that Court.

It is Covenanted and agreed on between Paul Sympson of the one party and Walter Peakes on the other party as followeth viz^t^ That in prosecution of a former Condicōn all bargaines, Sales, contracts and other Acts made by either party to any person or in any kind be ratified and held for Good and Effectuall Notwithstanding any Clause or proviso in the Said
p. 486 Condicōn to the Contrary, Item that both parties Shall and hereby are in all things and in all respects be and remaine Copartners as well in their own particular ingagm^ts^ as in what is oweing to either of them from any person whatsoever or to any person and be alike lyable to eithers ingagem^ts^ and of Equall power both to receive and discharge & either receipt or act to be Valid and of like force, Item That all Lands, houseings, Buildings, Erections, Servants Cattell houshold Stuff, debts, Goods, Merchandize thing or things Whatsoever be and remaine in Comon and for the use behoofe and benefitt as well of the one as the other and all Charge whatsoever be alike Equally defrayed Item, That a true and Iust accompt or Inventory of each mans particular Estate be to the best of their knowledge produced and made appeare upon the Ensealing hereof and laid together as Cōmon & for the use aforesaid, Item that each party faithfully, truely and honestly Endeavour to their best abilities to advantage the Said Estate and that neither party willingly conceale any thing nor Injure one the other, Item that Whereas there are now Severall Suits and actions commenced one against the other, which if continued may prove prejudiciall to one the other, and weaken their Estates, that upon the Ensealing hereof they Surcease and that each man certifie the Same to the Sheriffe by a note under their hands that the Said actions may be withdrawn, Item It is further Agreed on by desire of both parties and to give further Satisfaction to the world, and that Noe Cause of Scandall further acrue that it be Expressed th^t^ they live not together but apart in two Severall dwelling houses or places and not in the Same habitation And in regard It is unanimously Soe concluded on that the Stock remaine in the custody of the Said Peake, and he and his wife

looke after the Same and Endeavour to improve or advantage Liber B.
the Same by encrease Dairie or otherwise for both their profitts,
Item that in Regard of this Necessary Separation and that the
Said Sympson Shall peradventure live as a Sojourner or other-
wise a part and Soe by consequence not in Capacity to Enter- p. 487
taine his friends or acquaintance, It is concluded on that he
Shall as he Shall find Occasion Send for provisions or have
his freinds there and at the Said Peakes his house entertained
and accommodated, Item that every party Give Notice if pos-
sible to the other of any Bargaine made release or disposall of
any thing that each other's advice or consent may be had
therein, whereby they may be the better Enabled to consider
thereof, And that this Condition or agreem^{t} remaine and be in
force untill either of them Shall acquitt or forsake the Countrey
now Seated or hereafter to be Seated within the Capes of Ches-
apeake Bay, or that the Said Sympson Marry, or with a mutuall
friendly Consent on both Sides, and then an Equall Division
of their Estate to be made, And for the better Managing of
their affairs, that each give to the other under their hands and
Seales, an irrevocable and unlimited Lre of Attorney to re-
maine dureing their Copartnership, And lastly that if the wife
of the Said Peakes happen to dye dureing this Copartnership
that then it Shall and may be Lawfull for the Said Sympson to
inhabit in the Same house or if She Shall goe for England or
other Countrey dureing her absence. In Wittness hereof the
Said partys have hereunto Interchangeably Sett their hands
and Seales this 20th of Sept 1653.

Signed Sealed and Delivered Paule Sypson
in the presence of
John Hammond
Richard × Ware
his mark

Know all men by these presents that I Paul Sympson have
and doe hereby Constitute make and Ordaine my Loving
freind Walter Peakes my true and Lawfull Attorney irrevocable
in my Name and for my use to arrest Sue and Implead any
manner of person or persons any way Indebted to me, or any p. 488
with whom I have any Cause of Suit quarrell or differrence as
alsoe to acquitt release and discharge any Such party or any
other any way oblidged or differring with me as alsoe to appeare,
answer and Defend me in any Court of Justice whatsoever or
otherwise, and whatsoever my Said Attorney Shall doe by way
of Composition Suite or otherwise either by himself or Sub-
stitute, which I hereby Authorize him to Make I bind my Self
hereby to ratifie, confirme, and allow of in as ample Manner as
may or might be Expressed or as if my Self were personally

Liber B. present without any restraint, Contradiction or Limitation whatsoever. Wittness my hand and Seale this 20th of Sept 1653. Paule Sympson
Signed Sealed and Delivered
in the presence of us
John Hammond
Richard Ware
his × mark

Whereas I Lt Richard Banks have ingaged my Self to mr Thomas Hatton Secretary of this Province upon full and Valuable consideration by him given me for that purpose in Tobacco to allow unto and to Cause to be Entred upon Record for Richard Hatton his the Sd Thomas Hatton his Nephew one Cowe calfe, and have in pursuance of my Said Ingagemt already allotted to him the Said Richard Hatton one Cowe calf together with another wch out of the affection I beare to the Said Richard being Son to my wife and liveing with me I have thought fitt and doe hereby freely give and deliver unto him towards the raising of a Stock for him both the Said Cow calves being marked of his the Said Richard Hatton's own mark the one of them being black and the other Redd and both calved the last Spring, the Said Two Calves together with all and Every theire Increase to be and remaine for the future to him the Said Richard Hatton his Exrs Admrs & Assignes & for their use for Ever Wittness my hand this 17th day of October Anno Dni 1653
Recognit coram me Tho: Hatton Secr Richard Banks

p. 489 4to Octobr. Know all men by these presents that I Willm Stone Esq Governour of the Province of Maryland for a Valuable consideration have and doe hereby for me my heirs and Assignes, fully and absolutely bargaine Sell Enfeoffe and Confirme unto Capt Willm Whittington of the County of Northampton in Virginia all and every my Land houses Orchards and plantacōn with all and Every the Appurtenances thereunto belonging Scituate and being at Hungars and on the Seabord Side within the County of Northampton aforesaid, now in his the Said Capt Whittings possession according to a former bargaine and Delivery thereof from me to him Except hereafter Excepted, To have and to hold the Same to him the Said Capt William Whittington his heirs and Assignes for Ever, with Sufficient Warranty from me my heirs and assignes for his and their peaceable enjoyment of the premisses against all Just claims whatsoever Except and alwayes reserved out of this present Sale these parcells of Land following which I have

formerly Sold out of my Divident or Tract of Land in the Liber B.
County aforesaid, that is to Say one parcell of Land by me
Sold to the Said William Whittington as is Expressed in the
Bill of Sale thereof, and another parcell of Land by me Sold to
James Davis, as is Expressed in the Bill of Sale thereof,
Another to Urmston ffoster as is Expressed in the Conveyance,
the west containing one hundred acres together with two hun-
dred acres more to be added thereto by a later Bargaine
beginning at a Deep Valley and Soe running upwards along
Mattawoman Creek another to m^r Cowdrey according to the
Bill of Sale thereof another to Richard Nottingham according
to the Bill of Sale thereof, And another parcell of Land on the
Seabord Side Containing two hundred acres to Willm Sachell
according to his Bill of Sale or Conveyance thereof from me. p. 490
ffurther alsoe I doe by these p^rsents together with the Land
and premisses before mencōned Assigne over and Deliver to
the Said Willm Whitting. my Grant or Pattent thereof. In
Wittness whereof I have hereunto Sett my hand and Seale this
third day of October in the yeare of our Lord one thousand
Six hundred fifty and three.
Signed Sealed and Delivered in the St Wiaillmone
presence of Tho: Hatton. ffrancis Pott

27° oct. Memorand: that I Henry Potter doe by these pres-
ents fully freely and absolutely give and deliver unto
and to the use of Elizabeth Potter my wife her Ex^rs Adm^rs and
Assignes one black Cowe marked as followeth viz. a piece
Cutt off from the upper Side of the right Eare and the left
Eare Cropt with a hole and a piece Cutt over, And the right
horn branded with three Letters E T C Wittness my hand this
27^th day of October 1653
Test the mark of
Tho: Hatton Henry × Potter

27 oct Mem^rd That I Henry Potter doe by these presents
fully freely and absolutely give and deliver unto and to
the use of Andrey Potter my Daughter her Execut^rs Adm^rs &
Assignes one Cowe of about four years old together with a
heifer calfe calved in May last being both of them Cropt on the
left Eare and a Slitt in the Crop and the right Eare Slitt, the
Same with all and every their Increase for the future to be and
goe towards the raising of a Stock for her my Said Daughter.
Wittness my Mark this 28^th day of October 1653.
Henry × Potter
Test Tho: Hatton. his marke

Liber B. 27 oct Know all men by these presents that I Edward Hall of the Hundred of S[t] Michaells in the County of S[t] Maries in the province of Maryland planter for and in Consideration of the full and Just Summe of ffive hundred pounds of Tobacco & Cask to me in hand paid by Henry Potter of the
p. 491 Hundred aforesaid planter, which I doe hereby acknowledge hath been fully paid and Satisfied to me by the Said Henry Potter have Granted, Bargained, Sold aliened, Enfeoffed and Confirmed And by these presents doe for me and my heirs, Grant, bargain Sell alien Enfeoffe and Confirm unto the Said Henry Potter the Moyety or one half of the plantation where I the Said Edward Hall did about five years last past Dwell, the Said Moyety of the Said Plantacon Containing by Estimation Seventy five Acres of Land or thereabouts, To have and to hold the Moyety of the Said plantation unto the Said Henry Potter and his heirs for Ever ffor by and under the yearly Rent of one Barrell and an half of Good Sound Indian Corn and three poultry to be Yearly paid unto me the Said Edward Hall my heirs and assigns for Ever, And I the Said Edward Hall and my heirs the premisses above Granted Bargained and Sold and Every part thereof unto the Said Henry Potter and his heirs and Assignes for Ever Shall and Will Warrant and against all person and persons defend for Ever by these presents, The Rent above reserved being well and truely paid or tendred to me the S[d] Edward Hall my heirs and assignes at the now dwelling of me the Said Edward Hall upon the ffeast day of the birth of our Lord God, or within ten days before or after yearly. In Wittness whereof I the Said Edward Hall have hereunto Sett my hand this 24[th] day of March in the year of our Lord God 1652. his Mark
Signed and Delivered in the p[r]sence of Edward × Hall
Willm Mitchell. Tho: Bushell

Know all men by these presents that I Willm Eltonhead Gent doe acquitt and Discharge Henry Potter from all debt dues and Demands whatsoever from the beginning of the world unto this day. Wittness my hand the first day of May. 1651. William Eltonhead

p. 492 Know all men by these presents That upon a full accompt this day between me William Stone Esq Governor of this Province of Maryland and m[r] Thomas Hatton his Ldps Secretary here I the Said William Stone doe hereby acquitt release and Discharge him the Said Thomas Hatton of all reckonings Accompts debts and Demands whatsoever from the beginning of the world to the day of the date hereof, Wittness my hand

this first day of August in the year of our Lord one thousand Six hundred fifty and three. Liber B.
In the presence of William Stone
Henry Coursey.

22 November William Stevens makes demand of five hundred pounds of Tobacco out of the Estate of James Allen deceased for trouble Charges and Damages in attendance of the decedent in his own house during his Sickness.

Whereas according to direction given me in that behalf by the right Hōnble the Lord Baltemore, I have heretofore Sold of m^rs^ Eure Stock of Cattle one Bull and a Steer for w^ch^ I have received Satisfaction, This present writing Testifieth that I doe hereby in Consideration of Eight hundred pounds of Tobacco and Caske part of the Tobacco by me received for the Said Bull and Steer, Sell and deliver to the use of the Said m^rs^ Eures, one Cow by me bought of Richard Bennett now usually called by the Name of Bennit haveing a white List upon the Back and Marked in the hornes with my own Mark, Seven hundred pounds of Tobacco part of the Said Eight hundred being the price of the Said Cow and the other hundred in Satisfaction of my Trouble and Charge in bringing her from the Said Bennetts house to my owne, as Wittness my hand this last day of march Anno Domini 1653
In the presence of ꝑ me Tho: Hatton
William Stone
Henry Coursey.

Thomas Howard his marke for Cattell and hogs viz the left Eare Cropt and a Slitt in the Crop and the Right Eare underkeeled

2° dec. This Bill bindeth me Paul Sympson my Execut^rs^ Administrators and Assignes to pay or Cause to be paid unto Thomas Wilford gent his Executors Adm^rs^ or Assignes the Sume of Twenty thousand pounds of Good Sound Merchantable Tobacco & Caske twelve thousand part of the Said twenty to be paid upon all Demands, and Eight thousand being the residue to be paid the twentieth of November Anno Dni 1654. In Wittness hereof I have hereunto Sett my hand the 19^th^ day of october 1654. p. 493
Signed and Delivered in the presence of John Mottrom, ffrancis Clay Paul Sympson

2° dec. Know all men by these presents that I Thomas Wilford of the County of Northumberland Gent for a Valuable Consideration received of Paul Sympson gent and Namely for

Liber B. the consideracõn of a Bill he hath made and passed unto me of Twenty Thousand pounds of Tobacco and Caske twelve thousand part of the Said twenty to be paid upon all demands and the residue being Eight thousand to be paid the twentieth of November Anno 1654. As by the Said Bill relacõn being thereunto had more at large it may and doth appeare. Now, know Ye That I the Said Thomas Wilford for me my heirs Executors Admrs and Assignes, doe promise Covenant and agree to and with the Said mr Sympson in Manner and form following viz. That I the Said Thomas Wilford and my Assignes Shall and will from time to time and at all times hereafter during the Natural Life of the Said mr Sympson and as long as he Shall live allow and find him with Sufficient wholesome meate drink Apparell both Linnen and woollen lodging washing and all other Necessaryes well beseeming and fitting a Gentleman, and when Nayels and Carpenter can be had to build him a fifteen foot house Square with a welch Chimney, the house to be floored and lofted with Deale boards, and lined with Riven Boards on the inside with a handsome Joined Bedstead, one Small Joyned Table and Six Joined Stooles and three wainscott Chaires, and to furnish the Said room with bedding Curtaines & ballance Chamber Linnen and all other things fitting
p. 494 & Convenient And I doe promise that the Said mr Sympson Shall have use occupy and enjoy the Said room and all things therein Contained and Soe furnished as aforesaid onely and Solely to his owne proper use behoofe and benefitt, all the days of his Life without the let hindrance and denyall of me the Said Wilford or my Assigned, And further I the Said Thomas Wilford doe Covenant promise and agree to and with the Said mr Sympson, to buy for him once Every yeare during his Life one Anchor of Drams a Teirce of Sack and a Case of English Spirits to be delivered unto him at the time of Shipping for his own Spending and Drinking And also to allow him a Servant to gett him wood to burn in his Chamber, and to doe him Such Service as he Shall Command him during all the time aforesaid. Lastly I the Said Thomas Wilford doe bind my Self my Executors Admrs and Assignes firmly by these presents in the Summe of Thirty Thousand pounds of Good Sound Merchantable Tobacco and Caske to be paid unto the Said Paul Sympson gent upon all Demands for the true performance of all and Singular the premises, Covenants, and agreements herein above Mencõned and Specified. In Wittness whereof I have hereunto Sett my hand and Seale the Nineteenth day of October 1653. Tho: Wilford
Signed Sealed & Delivered in the.
presence of, John Mottrom. ffrancis Clay

10 dec. Be it knowne unto all men by these presents that I Liber B. Richard Thurston of Boston New England marriner have Nominated ordained and Constituted, and by these p^r^sents doe Nominate, make, Ordaine & Constitute my Loveing Brethren Charles Thurston and Robert Lord of Boston aforesaid Marriners my very true and Lawfull Attornys Jointly and Severall for me and in my Name and to my use to ask, require, levy, recover & receive all & Sigular Debts, dues, Demands reckonings & Accompts Sume & Sumes of money, Wares Merchandizes Goods & Tobaccos due, oweing and appertaining unto me the Said Richard Thurston by Bill, bond, Booke writing or otherwise howsoev^r^ Giving and by these presents Granting unto my Said Attorny's or either of them my full and Lawfull power to Sue arrest attach, declare, Implead, imprison, Condemn and release the Said Debtor or any of them, Acquittances or any other Lawfull discharge for me and in my Name to make Seale and Deliver One Attorney or more under them or either of them to ordaine and make and at pleasure againe to revoke, And Moreover to Say, doe, Execute, Conclude Compose, Compound, perform and finish any Matter or things whatsoever, which are or Shall be needfull or requisite in and about the premisses as amply and Effectually as I my Self may or might doe if I were there present in person and did the Same my Self, Allowing Ratifying confirming & Establishing whatsoever my Said Attorneys or either of them Shall happen Lawfully to doe or Cause to be done in and about the premisses, And thereunto I bind my Self my heirs Execut^rs^ And Adm^rs^ firmly by these presents. In Wittness whereof I have hereunto Sett my hand and Seale the 27^th^ day of October in the yeare of our Lord God 1653. p. 495

Richard Thurston

Sealed and Delivered in the p^r^sence of
Anthony Binge, James Hitchcocke
Nathaniell Gowther No^rus^ publicus

This present writing Wittnesseth that I William Smith of the Province of Maryland doe make Susan Warren my Daughter in the Same Province my Attorney to Sue for Recoveries of all Debts or Actions of the Case as any wayes belongs to me within this Province, or to Compound or give acquittance for the Same or any part thereof Also Giving her the Said Susan Warren power hereby to make any other Attorney or Attorneys under her for the purpose aforesaid, And what She the Said Susan Warren or such other Attorney Shall doe in the p^r^misses I doe hereby ratifie and Confirm Giving her and them as full power in Every particular touching the premisses as I

Liber B. p. 496 my Selfe may or might have. Wittness my hand this last day of may 1653. Willm Smith
In the presence of
John Metcalfe. Walter Hall

p. 498 12 Ianuary. Know all men by these presents that I John Taylor of the Province of Maryland hath bargained Sold and Delivered unto Robert Jones of the Said Province one Cowe calfe about eleven months old Coloured black the right Eare being cropt and the left Eare underkeeled with a nick in the Said Eare above, To have and to hold the Said heifer with her increase to him his heirs & Assigns for Ever Also I the Said John Taylor doth bind me my heirs Executors and Assignes to Warrant the Sale of the Said heifer, and to perform the Same I have hereunto Sett my hand this 23th of March 1652.—
Wittness Richard Watson the mark of John Taylor I T

Robert Jones his mark for Cattle and hogs viz The Right Eare Swallow forked and the Left Eare Underkeeled

John Bugbye aged 27 yeares or thereabouts Sworne and Examined Sayeth

That he came into John Days house about Jan: last when Edward Brisley came up with the Sloop and he asked Edward Brisley how he did and he Said very ill he asked me how mr Preston did, and I Said well, he told me he was ashamed to look him in the face because he had made Such a long Voyage, he Said he thought he had Gotten that which he Should never claw of againe, I told him that I thought mr Preston would take his Sloop again for he had Sent down an old man to look after her. Edward Brisley Said that with all his heart mr Preston Should have her, for he thought he Should never be able to Sale her and he would prove her unfitt to Sale, And Said that if mr Preston would take her he would goe to his own house & plant. further for the present this Depont Sayth not.

John B Bugbye
his Mark

This Deposicōn was taken by me
Robert Brooke Jan: the 7th 1653

p. 499 John Day Aged about 34 years Sworn and Examined in a Suit Depending between, Edward Brisley & mr Preston, Sayth That in or about the month of Jan: last mr Preston and Edward Brisley being in this Deponents house mr Preston asked Ed: Brisley how he did, Ed: Brisley replyed that he was very ill, mr Preston asked him what he intended to doe about the Sloop, and with all whether he would part with the Sloop, Edward

Brisley replyed that he would with all his heart, Whereupon Liber B.
m^r^ Preston tooke an Account in writing of Edward Brisley what the Sloop had Earned which when he had done, m^r^ Preston Said to Edw^d^ Brisley when you are well come up to my house and we will make an end about the Sloop Edward Brisley replyed that he would and tould m^r^ Preston where the Sloop lay and bad him take her, And this is all that this Depon^t^ can Say in the Busieness for the p^r^sent

This Deposition was taken by me John × Day
Robt Brooke Jan: the 9^th^ 1653. his mark

William Walworth aged about 22 years or thereabouts Sworne and Examined Sayeth.—

That he was p^r^sent at the Same time and maketh Oath that this Deposition taken by John Day is true and further addeth that at the Same time m^r^ Preston asked Edward Brisley if he had taken all his things out of the Sloop, whereunto Ed: Brisley replyed that he had, And thereupon this Deponent Sett m^r^ Preston aboard the Sloope, and m^r^ Preston tooke the Sloop, further this Depon^t^ Sayth not for the present.

This Deposition was taken by me Robt Brooke the day and year above written William M Walworth

William Ewen Aged 45 years or thereabouts Sworne and Examined, Sayeth.

That in or about the month of Jan: last he being in the house of John Day And John Day being present, Edw^d^ Brisley then newly came with the Sloop, and in the house of the Said John Day the Said Edward Brisley tould this Deponent that he heard Say that m^r^ Preston would have his Sloop againe, p. 500
And this Deponent tould him that he heard Say that m^r^ Preston had Sent out a Warrant to that purpose, Ed: Brisley replyed that m^r^ Preston Should have the Sloope with all his heart, for She was an Ugly Bitch, and John Day being upon his Oath affirmeth the Same, and withall Edward Brisley Said he would go to planting or to Sea in Some Ship, for he was resolved to goe noe More in Such open Vessells further for the present this Depon^t^ Sayth not.

This Deposition was taken by me William Ewen
Robt Brooke Jan: the 9^th^ 1653.

This Indenture made the eight day of August in the yeare of our Lord God one thousand Six hundred forty Eight between Thomas Copley of S^t^ Inegos in the Province of Maryland Esq of the one part And Humphry Howell, Blanch Howell his wife and Mary Harris daughter of the Said Blanch in the Said Province of the other part. Wittnesseth that for and in Consid-

Liber B. eracōn of the good Education and well bringing up of the Said Mary, The Said Humphrey and Blanch with the Consent of the Said Mary doe hereby Covenant promise and agree That the Said Mary Shall and is to Serve the Said Thomas Copley and his Successors by way of an Apprentice the full terme and time of tenn years fully Compleat and Ended from the Date hereof, the Said Thomas Copley doth Covenant and promise for himself and his Successors to Maintaine the Said Mary in Sufficient Lodging washing Diet and Apparrell and further the Said Thomas Copley doth Covenant and promise for himself and his Successors not to Sell or allien the Said Mary during the term of time to any other person or persons whatsoever In Wittness whereof the partyes herein Named have Interchangeably Sett their hands & Seales the Day & year above written

Thomas Copley

Signed Sealed & Delivered in
the p^{r}sence of Robert Ierry. Thomas Mathews

p. 501 Know all men by these presents that I Thomas Cornwallyes of Cornwalleys Crosse in the Province of Maryland Esq for and in Consideration of fifteen hundred weight of Good Sound Leafe Tobacco and Caske one thousand weight whereof and Caske I doe acknowledge to have received of Humphry Howell of S^{t} Inegos in the aforesaid Province planter whereof I doe acquitt and discharge the Said Humphrey and his heirs for Ever, The Said Humphry binding himself his heirs Executors Administrators and Assignes firmly by these presents to pay or Cause to be paid unto the Said Thomas Cornwallis or his Assignes the other five hundred weight and Caske, at or before the twenty of November which Shall be in the year 1654 as also one Very Good flitch of Bacon at or before the Nativity of our Saviour next ensueing the date hereof Have Bargained and Sold, assigned and Sett over and by these presents Doth bargaine Sell, assigne and Sett over unto the Said Humphrey Howell his heirs Execut^{r}s Administ^{r}s & Assignes for Ever, one Neck of Land within the Manno^{r} of Cornwallyes Crosse, bounding towards the East upon a Small fresh runn at the foot of the Hills called Portoback Quarter towards the South upon the Creeke of the Long neck towards the west upon the first Branch of the Said Creek running Northerly, towards the North with another Small fresh running into the aforesaid Branch, being by Estimacōn about one hundred acres more or less. To have and to hold the Said Neck of Land to the Said Humphrey Howell his heirs and Assignes for Ever. Yeilding and paying Yearly to the Said Tho: Cornwalleys his

heirs Executors Administrs or Assigns at the ffeast of the Nativity of our Saviour half a barrell of Good Indian Corne and a Couple of poultrey, Soe long as the Said Land Shall remaine in the possession of the Said Humphrey or his heirs, But upon allienation from the Said Humphrey and his heirs, the purchasers or possessor thereof Shall pay yearly at the time aforesd one whole barrell of Corne and a Couple of Poultrey, always Provided that if in case the Said five hundred weight of Tobacco and Caske be not paid at the day appointed or within ten days after or the Said rent behind and not paid in part or in all for the Space of forty days after the aforesaid feast of the Nativity that then it Shall and may be Lawfull for the Said Tho: Cornwallyes his heirs Executors, Administrs or Assigns to distrayne upon the Said Land, or reenter & againe possess him or themselves of the Said Land with all houses and Buildings thereon as if the Same had never been Sold. In Wittness whereof the Said parties have Interchangeably Sett their hands and Seales this 13 of October 1653 Liber B. p. 502

Sealed and Delivered and possession given in the prsence of Thomas Cornwalleys

Richard Hotchkeyes

John mark × Nicholes

More received by the assignmt of a Bill of Tho: Coles five hundred and Caske Soe that I doe acknowledge all is Satisfied for the land above mencōned Except the Bacon. Wittness my hand this 5th of November 1653

Test Rich: Hotchkeys. Tho: Cornwalleys

11o Januarij An Administracōn is this day granted in the Lord Proprys Name to Henry Pope and Ann his wife the late widowe of Thomas Balmer of Putuxent deceased of the psonall Estate within this Province late of the Said Decedents upon their Oaths therein Expressed to Exhibit a pfect Inventory by the first of June next unless, to pay the debts and keepe and make a Just Accompt when &c in the Usuall form

10 January Know all men by these presents that I Edward Gibons of Boston in New England merch for divers Good Causes and Considerations me thereunto Moveing have made ordained and in my Stead & place put appointed and Constituted and by these prsents doe make ordaine Constitute and appoint my Loving friend mr Daniell Hoare of London Merch my true and Lawfull Attorney & assigne for me and in my Name and to my use to ask, demand, Levy, Recover p. 503

Liber B. and receive by all Lawfull ways and meanes whatsoever of & from all manner of person or persons in Virg[a] Providence Maryland or the places adjacent or belonging thereto all Such Sume or Sumes of Moneys, goods, Wares, Merchandizes or demands whatsoever, as are due oweing or belonging unto me the Said Edward Gibons, by or from the Said parties, by any bond bill Specialty booke writeing Accompt or otherwise howsoever Giveing and p these presents Granting unto my Said Attorney his Substitute or Assignes all my full power and Lawfull Authority in and about the p[r]misses, and the Said partyes if need Shall require, for non payment to Sue, arrest, attach, Implead Seaze Sequester Imprison and Condemn & out of prison to deliver and to appeare before all & all manner of Judges, Justices and Ministers of the Law to Compound, Compromitt, Conclude agree, recover, and receive, and of the recoverys and receipts or upon End Composition or other agreem[t] acquittance or acquittances or any other Lawfull discharge in my Name to make and Seale and as my deed to deliver. And for the better Effecting of the premisses one Attorneys or more under him to make Substitute and Appoint and at his pleasure againe to revoke the Same, And whatsoever my Said Attorney or his Substitute Shall Lawfully act or doe or Cause to be acted or done in or about the premisses I bind my Self, & Covenant and promise to allowe ratifie and Confirm without any retraxit disallowance or revocation whatsoev[r] In Wittness whereof I have hereunto put my hand and Seale this 11[th] day of October one thousand Six hundred fifty and three Edward Gibons

Signed Sealed and Delivered }
in the presence of }
Peter Brackitt
John Richards

ult Januarij p. 504 John Cage his Marke for Cattle and hogs viz. Cropt on the Right Eare and two pieces Cutt out right before on the left Eare on the uper Side.

Thomas Baker his mark for Cattle and hogs viz. the right Eare Slitt down and the upper Side Cutt off, and two Slitts in the Crop on that Eare, and the left Eare Slitt and the under Side Cutt off and two Slitts in that Crop.

William Empson his marke for Cattell and hogs viz. Cropt on the Left Eare and two Slitts in the Crop, and the Right Eare underkeeled.

At a Court held at S[t] Maries 1° ffebr Anno Dni 1653 } present { Governour Secretary } Liber B.

Upon informacõn from m[r] William Wilkinson Clerke that John Stringer Carpenter was lately dead at his house and that divers of his Chests and goods were locked up in his the Said m[r] Wilkinsons Store desireing Some direction therein and about his funerall, This Court having likewise Intilligence that the Said Stringer was much indebted, It is therefore in regard of the Urgency of the occasion and for the better Secureing of the Estate for the paym[t] of the decedents debts Ordered that the Said m[r] Wilkinson be impowered to preserve the Said Estate in his Custody till his Ldps Secretary may understand whether the decedent made any Will, or to whom the Administration doth ꝑperly belong that farther order may be taken thereupon, And the Said m[r] Wilkinson is in the meane time desired to make Search if any will be to be found amongst his the decedents writings whether und lock and key or otherwise, and in presence of two or three honest men to take a note of the Said Estate in his Custody and to Send the Same to the Secretary and to See the decedent decently burried with as Moderate Expences as Conveniently may be.

2 ffebr This Bill bindeth me John Stringer my heirs Execut[rs] and Assignes to pay or Cause to be paid unto Cap[t] Richard Husbands his heirs Executors or Assigns the Just Sume of two thousand three hundred pounds of good Sound Merchantable Tobacco and Caske upon all demands Wittness my hand this 25[th] of January 1652. John Stringer
Teste Edward Packer p. 505

2 ffebr Thomas Cager maketh demand of 700[l] of Tob: and Caske being attached in the hands of John Stringer deceased as due by him him to m[r] Peter Langsdale Clark who Stands indebted to the Said Cager ꝑ Bill in 600[l] Tob: and Caske with Damages.

Eod m[r] Edward Packer as Attorney of Capt Richard Husbands demandeth 2300[l] of Tobacco and Cask due ꝑ Bill above Entred out of the Estate of John Stringer deceased

Eod m[r] William Allen Merch[t] demandeth of Tob: and Caske out of the Estate of John Stringer deceased due upon Accompt for goods lately Sold & otherwise.

Eod M[r] Philip Land Demandeth of Tob: and Caske out of the Estate of John Stringer deceased due ꝑ.

Liber B. eod: Walter Waterling demandeth 727[l] of Tobacco & Caske Due to him upon Accompt out of the Estate of John Stringer deceased.

eod 28° die Januarij Anno 1653. Know all men by these presents that I Robert Holt planter in S[t] Georges hundred in the Province of Maryland doe bind my Self heirs Executors, Administrators and Assignes to pay or Cause to be paid unto m[r] Nicholas Cawseene of the Said Province his heires Execut[rs] Adm[rs] or Assignes the full and Just Sume of five thousand five hundred weight of Good and Sound Merchantable Leafe Tobacco and Caske, And the Said Tobacco with Caske to be paid at S[t] George's hundred or near thereabouts at three Entire paym[ts] the first two thousand weight of Tobacco with
p. 506 Caske to be paid by me Robert Holt or my assignes unto m[r] Nicholas Cawseene or his Assignes within S[t] George's River upon the tenth of Novemb 1654 The Second paym[t] of two thousand weight of Tobacco with Caske to be paid unto m[r] Nicholas Cawseene or his Assigns on the tenth day of November within S[t] Georges River 1655 The third paym[t] of one thousand five hundred and Caske to be paid unto m[r] Nicholas Cawseene or his Assignes the tenth day of November within S[t] Georges River 1656.

And for the true performance hereof I Robert Holt doe by these presents bind over all my Plantation, house, Land and Orchard thereunto belonging for Security of the abovesaid Sume of Tobacco with Caske to be paid unto m[r] Nicholas Cawseene his heires Executors Adm[rs] or Assignes together with all Such personall Estate whatsoever belongeth unto me the Said Robert Holt within the Province of Maryland, And further that my Said Plantacōn & Land formerly belonging to m[r] Nichol Cawseene Shall not be Sold till a full Satisfaction of paym[t] be made Except by Consent of m[r] Nichol Cawseene or his heirs or otherwise Security put in as he or they Shall thinke fitt. Wittness my hand the day and year above written. Signed Sealed & delivered in the p[r]sence of Ralphe Crouche Zachay × Zacharis

Robert R Holt

4 ffebr M[r] Mathew Stone demands for himself and m[r] John Stringer 1011[l] Tob: and Caske out of the Estate of John Stringer deceased.

4 ffebr Colonell Francis Yardley maketh demand of Seven hundred pounds of Tobacco & Caske as due to him upon Specialty out of the Estate of John Stringer deceased

6 ffebr M^r William Wilkinson maketh demand of 710^l of Tob: and Caske due to him out of the Estate of John Stringer deceased for Charges of buriall and otherwise p Acco^t as followeth. for the use of his Boate five or 6 dayes 50. for the decedents being at his house 7 or 8 days in the time of his Sickness and before and his 2 men for 15 days a piece —200. A funerall Sermon—100. A funerall Dinner—300. for a plank for his Coffin—60. Tottall 710. for taking Said Accompt of the Estate and of the Goods Delivered to Cap^t Webber and m^r Allen. 100. m^r Willm Wilkinson Debtor 810 to John Stringer To 1^in 6^d Nailes. To a p of Shoes for Neck Wilkinson, To a Grey pair of Stockings. to two Axes, To 2^l ¼ Sope To Six yard & ½ Slight Silver lace. Liber B. p. 507

6 ffebr ffracis Brookes make demand of 100 and odd pounds of Tobacco and Caske out of the Estate of John Stringer deceased.

At a Court held at St Maries the Sixt of ffebruary 1653 } present { The Governo^r Cap^t Jn^o Price, m^r W^m Eltonhead m^r, Thomas Hatton

M^r William Wilkinson having this day brought in an Accompt of the Estate of John Stringer deceased according to an order of the first of this Month. Upon Motion now made by m^r William Allen Merchant and Cap^t Thomas Webber (who produced their Severall Accompts of Goods lately Sold to the decedent) W^m Edwyn and Some others, It is Ordered that the Said m^r Allen and Cap^t Webber in regard of their Occasions of attending their Voyage for England have Such goods by them lately Sold to the decedent restored to them againe in kind at the rates they were Sold at, as may be found undisposed of at m^r Wilkinsons house or Elsewhere late in the decedents possession and that a bolt of Holland be restored to William Edwin which the decedent had of him lately before his Death and no Satisfaction given and others accordingly, And m^r Wilkinson is hereby desired authorized and intrusted with the assistance of one or two other Sufficient men upon View of the Said Goods to deliver them accordingly, and to take Receipts and give in an Accompt into the Secretaries office of what he Shall Soe deliver, And it is further Ordered that William Wareing his Covenant now produced to Serve the decedent three years upon Condition to be taught the trade of a Carpenter being before a freeman and Voluntarily Entred upon that Occasion be delivered up to him, And as touching the right to the Administracon. The Creditors are Ordered to appeare at a Court to be held for that purpose the 15^th of this p. 508

Liber B. Month at S[t] Maries where the Court or the Secretary who hath power for the Granting thereof upon Consideration to be then taken of the busieness will grant Administracō̄n to whom it properly belongeth. And the other busieness now Moved relating to the Said Estate may be then taken into Consideration.

John Johnson & Thomas Adams pltes
Coll ffrancis Yardley & Nathan[ll] Batts defts

Upon Complaint this day made by John Johnson and Thomas Adams Craveing reliefe against Colonell ffrancis Yardley Nathan[ll] Batts and others for that Contrary to all Law and Justice and in affront of the Governm[t] here they had lately by force of Armes taken and Surprized a Vessell riding in Patomock River within this Province belonging to them the Said Compl[ts] to their great Damage. The Said Col[ll] Yardley in Answer hereunto Saith that he did take the Said Vessell as prize for that as he alledged She came lately from trading at the Movadoes or Dutch Plantacō̄n But the Said Colonell, Nathaniell Batts, m[r] Charls Thurston now p[r]sent in Court nor any other their Complices or confederates in this Rebellious UnWarrantable Action Makeing any thing appeare to the Court that the Said could be a lawfull prize nor that they or any of them had any Lawfull Warrant or Authority to make prize of her, And it appearing to the Court that the Said Vessell had lately ridd about two months together at Accomack in Virginia which the Said Colonell could not deny, and Comeing from thence to this Province fraighted with Cattell and Goods belonging to Some Inhabitants here, one or both the owners being Inhabitants of Virginia, and Comeing up (as it Seems) with intent to Seate in this Province and none of the Dutch Nation (Soe far as appears to this Court) having any Interest in the Said Vessell, and the Court (for Very Sufficient reasons)
p. 509 apprehending that this Enterprize was meerly undertaken and grounded upon a Malitious quarrell. It is therefore Ordered that the Said Vessell with all furniture and Goods belonging to her be forthwith restored to the Said Johnson and Adams, and for any thing belonging thereto (goods or otherwise) which Shall be made appeare by proofe to have been imbeazelled by the Said Colonell or his Complices in their late Enterprize aforesaid the Said Col[ll] Yardley (who takes the busieness wholy upon himself) when the Same Shall Soe appeare upon proofe, is to give the owners trebble Satisfacō̄n And the Said Colonell ffrancis Yardley for his offence herein and affront to the Governm[t] is Ordered to pay forthwith three thousand pounds of Tobacco and Caske for a ffine to the Lord Proprietary, And the Said Nathaniell Batts appearing to be a Mayne Instigator and Actor in this busieness in Respect of his offence therein is

forthwith to pay as a ffine to his Ldp one thousand pounds of Tobacco and Caske or else be whipt with Thirty nine Lashes & as is till then to Stand Committed, And upon the Said Charles Thurstones acknowledgm^{t} of his offence alledging he was ignorantly Drawne into the Attempt upon the Colonells information that the Same was approved of by the Governour and Justifyable, the Court giving Credit to his relation in that particular, and his Carriage having been formerly in his tradeing here faire and unreproveable for ought appears to the Contrary (the Governor being pleased to remitt this his offence) he is by the Court discharged thereof, And upon the Sheriffs motion for an allowance for his Extraordinary pains taken upon this occasion the Court thinks fitt to allow him 300^{l} of Tob: & Caske w^{ch} the Said Colonell Yardley is Ordered to pay unto him accordingly and also the other Court Charges in this Suit. Liber B.

13 ffebr. I John Cornelius of the Province of Maryland planter for me my heirs & Executors doe Justly acknowledg my Self indebted unto Colonell ffrancis Yardley or his Assignes the true and Just Sume of two thousand four hundred twenty and one pounds of the best Leafe Tobacco in Caske payable upon Demand and for the assurance of the Said payment I the Said John Cornelius doe acknowledge Judgm^{t} before the Honble Cap^{t} William Stone Esquire Governour of Maryland this 23th of November 1651 p. 510

Acknowledged before me the day and year above. W^{m} Stone

John Cornelius

Indōrs inde

I Col ffrancis Yardley doe assigne and Sett over unto Cap^{t} Thomas Corwalleys all my right to this within Specified Judgment under my hand this 23th of November 1651

ffrancis Yardley

13° ffebr 1653. Execuco inde ad Satisfaciend Versus ꝑson John Cornelius & requisicōn Ar assign Col: Yardley.

Tho: Corwalleys

At a Court held at S^{t} Maries the 15th day of ffebruary 1653 } present { Governour Secretary }

According to the direction of an Order of Court of the Sixt of this Month Some of the Creditors to the Estate of John Stringer deceased now attending the Court, And nothing appearing to the Contrary but that m^{r} Willm Allen Merch^{t} (claiming on the behalf of himself and Cap^{t} Rich^{d} Husbands) is the greatest Creditors to the Said Estate, It is thought fitt and m^{r} Secretary is willing (in case the Said m^{r} Allen in Con-

Liber B. venient time make it appeare that he hath Just Power to demand and receive the Said Cap^{t} Husband's Debt and put in good Security for true Administration) to Grant the Same unto him accordingly.

And upon the Motion of William Warren who Now Made Oath in open Court that the two Bills now Shewed him Entred by John Baily to him the Deponent the one Dated the 21th of September 1653 for paym^{t} of Six hundred pounds of Tobacco and Caske, the tenth day of November then Next, and the other dated the 1th October 1656 for payment of three barrells of Corne the Same yeare were both of them delivered by him the Deponent to m^{r} John Stringer deceased in trust to keep for his the Depon^{ts} use onely, and not deposited or Delivered
p. 511 to him as Security or Satisfaction of any Debt oweing by this Deponent to the Said Stringer And there being no Assignm^{t} of the Said Bills to the Said Stringer. It is ordered that the Said two Bills be delivered up to the Said Warren.

And upon the Motion also of Thomas Bennett making Oath this day in open Court that the two Bills now Shewed unto him the one Entred into by Richard Bennett to this Deponent the 29th of march 1652 for paym^{t} 150^{l} of Tob: & Caske the tenth day of November then next and the other by John Mills to this Depon^{t} the 12th of Aprill 1653. for paym^{t} of 200^{l} of Tob: and Caske upon demand after the tenth day of November then Next, were both of them delivered by him this deponent to m^{r} John Stringer deceased in trust to keep for this Deponents use onely and not deposited or delivered to him as Security or Satisfac$\bar{o}$n of any debt oweing by this Deponent to the Said Stringer And there being noe Assignm^{t} of the Said Bills to the Said Stringer. It is ordered that the Said two Bills be delivered up to the Said Thomas Bennett.

And Whereas the Court conceiveth Some Doubt whether the Remainder of the Said Thomas Bennetts time of Service ought to be reckoned as part of the decedents Estate or not. It is Ordered that the Same be left out of the Inventory of his Estate till further Consideration be taken thereupon, And that the Goods returned in kind to m^{r} William Allen and Cap^{t} Thomas Webber according to Order and appearing by their Receipts thereof delivered into the Secretary by m^{r} W^{m} Wilkinson be left out of the Inventory of the Said Decedents Estate.

And upon the Motion of m^{r} Willm Wilkinson who now produced an Accompt of his Charges and trouble about the decedents buriall and Estate Occasioned by his Compliance
p. 512 with the directions of the Severall Orders of Court touching the Same, It is Ordered that he the Said m^{r} Wilkinson be Satisfied out of the decedents Estate for all Such his Charges and trouble with the first, being in the whole Eight hundred and tenn pounds of Tobacco in Caske

Sold to John Stringer p m^r^ Willm Allen Liber B.

1 p^r^ of women's Shoes ded m^r^ Coursey at	30	030^ll^
1 p^r^ mens french dd ditto	35	035
1 p^r^ Childrens Stockings at	12	012
1 bottle of Drams at	20	020
6 p^r^ of mens Wors: Stockings	42	252
6 p^r^ Ditto worsted	60	360
21 Ells ¼ Tregars	12	256
30 Ells of Dowles	30	900
1 Gros of Silver and Gold buttons	72	072
8 doz. Silv^r^ Ditto	48	048
2 bro: Axes	48	096
2 Carpenters Addses at	30	060
2 falling Axes	26	052
1^l^ of Thread	36	036
½^l^ Culoured Ditto	20	020
2 Stocklocks	24	048
1 Doz. of Irish Stockings	14	168
4 bundles of Silk at	26	104
2^m^ 6^d^ Nailes	45	090
1 felling Axe	26	026
1 Doz. of Shoemakers knives	12	012
		2697
19 yards of Carsey	36	684
1 broad Axe	48	048
1 felling Axe	26	026
1 broad hoe	25	025
13^m^ 6^d^ Nailes	45	585
4^l^ of Ditto	22	022
4 y^ds^ of Searge	50	200
4 y^ds^ of penniston	36	144
1 p^r^ of plain Shoes	30	030
1 falling Axe	26	026
3 bottles of Drams	20	060
1 p^r^ mens plaine Shoes	30	030
1 p^r^ Stockings	42	042
2 p^r^ of french heeld Shoes	35	070
2 falling Axes	26	052
2^m^ 10^d^ Nailes	90	180
2. 20	190	380
3 y^ds^ ¼ Tregures	12	040
3 p^r^ of womens Stockings	30	090
3 Case Drams	240	720 p. 513
1 Stocklock	22	022
19 y^ds^ ¾ of Canvis	16	308
		3784

Liber B.

Goods Delivered this 7th of ffebruary 1653 unto Willm Allen out of mr Stringers Goods viz.

To a Case and ½ of Drams at 240	360
To 1 Grose Silver & Gold Buttons	072
To 8 doz. of Silvr Buttens	048
To 19 Ells ¾ of Canvis at 16 p Ell	316
To 24 Ells Dowlis at 30 p Ell	720
To 21 Ells ¼ Tregurs at 12 p Ell	255
To 4 yds of Searge at 50 p yd	200
To 4 yds of penneston 36 p y.	144
To 9 pr Irish Stockings 14 p pr	126
To 19 yds of Kersey at 36 p yard	684
	2922
To 2m 20 Nailes at 90l p	180
To 3 pr of mens Shoes french 35 p	105
To 4 pr of Shoes at 30 p pair	120
To 2 pr of Childrens Shoes at 10 p paire	020
To 2 pr french heeles mens Shoes at 35	070
To 1 pr Shoes more 30	030
To 4 pr woll: mens Stock: at 42	168
To 4 pr worst: mens Stock at 60	240
To 8 Shoemakers knives at 2	016
To 2 broad Axes at 48	096
	1045
To 2 Addses at 30 p	60
To 2 falling Axes 26 p	52
To 2 Stocklocks at 24 p	48
To 1 Stocklock at 22 p	22
To 1 pr of french Sh: at	35
To 1 pr of weo: Stock: worst	30
	247
To 9m ½ 6d Nailes 45 p°	427
To 2m 20 Nailes 190 p	380
To an Empty Case and bottles	015
	82
	247
	1045
	2922
	5036

Received the 7th of ffebruary 1653 the Sume of five Thou- Liber B.
sand Thirty Six pounds of Tobacco in Goods in kind and at the Same Rate according to Order of Court from the Estate of John Stringer which is in part as p Bill and Accomp will appeare

p William Allen Junr

Goods Delivered by Order to Capt Webber in part of those Goods that mr Stringer bought of him Jan: 1653.

Impr To 2 Dymycasters at 140 p hatt	280	280
To 4 Course Lockrom Shirts at 28	112	112
To a Monmouth Cap 17	017	017
To a red Kersey Suite	080	080
To a Dimity Wastcoate	026	026
		515

Received this 7th of ffebruary 1653 the Sume of five hundred and fifteen pounds of Tob: in Goods in kind and at the Same Rates according to Order of Court from the Estate of John Stringer which is in part of a bill of his of Eight hundred p. 514
twenty Sixe pounds and Caske, I Say received in part of a Bill of Eight hundred twenty Sixe.

wittness. p me Thomas Webber
William Wilkinson

These presents Wittness that I George Willard planter in Putuxant doe hereby alienate assigne and make over unto Arther Wright planter of the Same County one black Cow with a red Calfe by her Side with the Said Cow Marked with a hole in the Right Eare and the hole Splitt out and the left Eare whole with all & under the belly white, To have and to hold the Said Cow and Calfe with all her future increase to him the Said Arther Wright his Executors Administrators or Assigns without any let trouble or Molestation of me the Said George Willard my Executors Administrators or Assigns without any let trouble or molestation of me the said George Willard my Executors Administrators or Assignes and of from all person or persons whatsoever Shall doe hereby Warrant to defend the Same and to make Good the Sale. Wittness my hand this 12 July in the year of our Lord God 1653

Teste John Hamelton George Willarde
Jno Kale

This same black Cow hath a bob tayle and white upon the Rump.

Liber B. Henry Bishop maketh Oath that in or about Christmas last
p. 515 he was present when Mary the wife of Willm Edwyn received of William Stills a hogshead of Tobacco which was formerly this Deponents Tobacco and weighed when this Dep° paid the Same to Walter Pakes about two or three days before three hundred thirty five pounds Neat as this Dep° taketh it who Saw the Same weighed, and the Said Mary Edwyn when She Soe received the Same Sett or Caused her mark to be Sett upon the Said Hogshead as also upon another hogshead of Tobacco, which She at the Same time and place Received of
p. 516 Walter Pakes, which wanted about Thirty pounds of Tobacco of being full, and which this Depon^t^ undertooke to fill the Said latter hogshead of Tobacco being formerly likewise this Deponents. And this Depon^t^ further Sayth that about a fortnight after the Said Mary Edwyn Soe received the Said two hogsheads of Tobacco as aforesaid, Daniell Clocker comeing to this Deponents house desired him this Depon^t^ to Shew unto him the Tobacco which was Goodwife Edwyne's Saying if he liked it he was to have it or to that Effect, whereupon this depon^t^ went with the Said Clocker to the Tobacco house where both the Said hogsheads lay, and he the Said Clocker then and there opened the Said hogshead that was full and received the Tobacco therein and afterwards Nailed up the Same and Marked it, And then asked this depon^t^ whether the other hogshead of Tobacco were as good as that, And this Depon^t^ Answered that it was as Good as the other for ought he knew, whereupon the Said Clocker desired this deponent in case the hogshead which was not full were as Good as the other to fill the Same, And this Depon^t^ asking him whether he this Dep^t^ Should also mark the Said other hogshead when it was filled with his the Said Clockers mark he answered yes And this Deponent likewise asking him whether he would have this Depon^t^ to Nayle it up for him, he Said it was noe Matter for Nayling of it, for that he that fetched it away might Nayle it, And this Deponent further Sayth that he did afterwards fill up the Said hogshead w^th^ Tobacco and marked the Same with a (D & C) according to the Said Clocker's direction and that the Same hogshead when he Soe filled it up; was as he Verily believeth and for ought he knoweth to the Contrary a Good & Merchantable hogshead of Tobacco, All which herein before Contained or the Same in Effect, this Deponent averreth upon his Oath to be true, and further Sayth not

Jurat 6 dec: 1653 Coram me Tho: Hatton

p. 517 This Present Wittnesseth that I Willm Eltonhead Esq have Sold and Delivered to Henry Potter one black Cow aged Six yeares or thereabouts with all her Increase and doe Warrant

the Same from all Just claimes of any person or persons whatsoever the Cow being marked as followeth Cropt on the right Eare and underkeeled of the left as Wittness my hand this 3th of March 1653. William Eltonhead
Test William Bretton. Liber B.

March 3d 1653

Received by me Wm Eltonhead of Henry Potter as followeth vizt

Impr mr Anketell	100	William Johnson for my use	300
To John Dandy for my use	150	John Dandy more	080
mr Clarke	700		380
	950		950
			1330

William Eltonhead

Know all men by these presents that I Henry Pountnell of Maryland Carpenter have bargained to and firmly Sold all my right and Title of one black Cow with a piece Cutt over the Right Eare the left Eare Cropt and a hole and the right horn T branded with three Letters as in Margent unto Henry EC Potter or his assigns peaceably to Enjoy the Said Cow with her Increase that Shall hereafter insue from all rights Claimes priviledges person or persons whatsoever that Shall or may at any time or times hereafter insue, in performance of these prsents I the Said Henry Pountnell doe avouch firme Sale unto Henry Potter or his assignes as Wittness my hand this 4th day of ffebruary Anno 1653

his
Wittness at prsent Henry × Pountnell
Andrew Wardnor mark
Jno Prince

3 Marcij Walter Guest his Mark for Cattell and hogs viz. the Right Eare Swallow forked and the left Eare Cropt with two Slitts in the Crop.

3o Martij Thomas Connery this day acknowledgeth a Judgmt to Thomas Cornwalleys Esq for Seven hundred Sixty five pounds of Tobacco & Caske debt & Charges of Court. Wittness his hand this third day of march 1653

the mark of
Recognit coram me Tho: Hatton Thomas × Connery

Liber B.
p. 518 This 3d of March 1653

I ffrancis Posey in the Province of Maryland planter doe bind and make over unto Edward Swan of the Same Province two Cowes of my owne proper Stock and known by the Names of Browning and Gene, In Consideration of the Said two Cowes I the abovesaid Edward Swanne doe Stand bound with the Said ffra: Posey to Walter Beane for the of Eleven hundred pounds of Tobacco in Caske and if in Case that I Edward Swane am Compelled to pay the Tobacco then the two Cowes to be delivered unto me or my assignes without lett or hinderance. Wittness my hand

Delivered in the presence of us — his mark
John Hatch — ffrancis P Posey
William × Marshall

Know all men by these prsents that I Walter Peakes for divers Good Causes and Considerations me at this prsent hereunto especially moveing have remised released & altogether for me my heirs Executors & Administrs for ever quite Claimed Paul Sympson Gent late of the Province of Maryland in America his heirs Executrs and Administrs all and all Manner of Actions as well reall as psonal Suits, debts, Dutys, quarrells, Controversies, Debates reckonings Accompts Sume & Sumes of Tobacco, Trespasses Clayms demands Matships and Copartnerships whatsoever wch I the Said Walter Pakes now have or hereafter I or my heirs Executors & Administrators may or ought to have, move of or against the Said Paule Simpson or his heires Exrs or Admrs and every or any of them for any Acte Cause Deed matter or thing whatsoever from the beginning of the world untill the day of the date of these presents hereby revokeing Makeing Void and Null all Lres of Attorney revocable or irrevocable heretofore by me Made unto the Said Paul Simpson under what pretext or Colour Soever In Wittness whereof, I have hereunto Sett my hand and Seale the third day of January Ano Dni 1653

Walter Pakes

p. 519 Signed Sealed and Delivered in the presence of us
Tho: Willsfoard Nory Publicus
Bridgit Willsfoard

25th January 1653 this Generall acquittance was recorded p me Tho: Willsfoard Clercum Com Northumb.

4to Martij 1653, Mr Daniell Barwyck this day in open Court acknowledgeth a Judgmt to mr Phillip Land for one thousand one hundred and twenty pounds of Tobacco and Caske. Wittness his hand. Daniell Barwicke

m^r^ Phillip Land acknowledgeth Satisfaction upon this Judg- Liber B.
ment from Cap^t^ Daniell Barwick Wittness his hand this 25^th^
of may 1654. Phillip Land
Testor Tho: Hatton

4^to^ Martij 1653. Richard Recklesse this day in open Court acknowledgeth a Judgment to Lieutenant Nicholas Gwyther for the use of Cap^t^ William Hawley for one thousand five hundred pounds of Tobacco and Caske. Wittness his hand.
Rich: Recklesse

These presents Testifie that I Raph Crouch Executor of Henry Hoopar Chirurgeon doe assigne over my right of the Judgment Entred upon the Records formerly belonging to the Said Henry Hoopar for Service done in the ffort in time of Garrison unto m^r^ Cuthbert ffenwick as a debt due from the abovesaid party Wittness my hand the third of March 1653
Wittness Raph Crouch
Mathew Stone
Thomas Stone

At a Court held at S^t^ Maries the first day of March 1653. p. 521

Present { William Stone Esq Governour; m^r^ Thomas Gerrard; Cap^t^ John Price.; m^r^ Thomas Hatton; m^r^ Robert Clarke }

Henry Bishop maketh oath that about the Middle of November last m^r^ John Hammond having delivered to this Depon^t^ a Note or Lre to Carry to Paul Sympson who was conceived to be then upon Virginia Side of Patomock River and this Deponent through Some Impediment not then passing over the River returned the Said Lre to the Said Hammond again according to his direction being then at the house at Newtowne where he now Lives, And Walter Pakes Comeing into the Said house forthw^th^ upon the Delivery of the Said Note or Lre by this Deponent to the Said Hamond, the said Hamond thereupon, as this Deponent conceived, read the said Lre to the said Pakes, but what the Contents thereof were this Deponent remembreth not. Whereupon the said Pakes asking the said Hamond what he should doe in the busieness, the said Hamond replyed to the said Pakes that he were best to goe to the said Sympson and doe the busieness himself for he knew not what to doe therein in regard he could not send to the said Sympson as he had Endeavoured or words to that Effect. And further sayth not

Jurat die & Anno predict Coram me Tho: Hatton

Liber B. Mr Robert Clarke appointed by the Lord Proprietary for one of the Counsell tooke the Oath of a Counsellor this day in open Court.

Robert Cadger this day Complained to the Court against Ann Harlow his Servant by Indenture now present in Court for that She had without his privity or ꝑmission absented her Self a fortnight from his Service and prayed that She might Either receive punishmt or that he might be Satisfied his Damage by reason of Such her absence, the Court Should think fitt, The Said Anne in Answer hereunto alledged that the Cause of her absenting her Self was for that She had been beaten and abused by one of her fellow Servants and Some other allegations which not appearing in any Sort to Excuse her
p. 522 fault therein, and the Court understanding that She had otherwise alsoe Misdemeaned herself in pretending herself to be with Child to her Masters Charge and prejudice. It is Ordered that the Said Anne Harloe Shall at the Expiration of of her time of Service by her Indenture Serve her Said Master or his assigns one whole month in liew of the time She Soe absented her Self as aforesaid, according to the Act in that behalf, And Shall afterwards (in respect of one hundred pound of Tobacco which her Master is to pay to Henry ffox for her dyett and house room during her Said absence and the Charges of Court and the other Charge and trouble Sustained by her Master in this behalf) She is either to Satisfie and pay to her Said Master or his Assignes at the Expiration of her Said time of Service aforesaid three hundred pounds of Tobacco and Caske or in default thereof to Serve three months Longer

Thomas James this day acknowledgeth a Judgmt in open Court to Thomas Cornwalleys Esq for Six hundred Ninety Seven pounds of Tobacco in Caske.

Phillip Land the Younger Son of Phillip Land the Elder his marke for Cattle and hogs viz. The right Eare a hole in it and Little piece Cut out underneath half Round, And the left Eare Cropt and Slitt in the Crop.

These Shall authorise my worthy friend Capt Thomas Cornwalleys Esq to be my Lawfull Attorney for me and to my use to Sue and Implead mr Thomas Gerrard or any other in the Province of Maryland that is indebted unto me, And whatsoever he pleaseth to Act or Cause to be done in the premisses this Shall ratifie and Confirme. Wittness my hand this Nineth day of May Ao 1653

Wittness John Barber Tho: Burbage

Coll Thomas Burbage by Capt Thomas Cornwalleys Esq plt. Tho: Gerrard Esq dft } The Compłt by his Said Attorny Sueing for 2000[l] of Tob: & Caske which the płte att the defendants request, and upon his Accompt paid to one Alexander Williamson, the Same appearing to be due by the defendants Note under his hand now produced whereby he gave direction to one Lewis Burwell his Agent or Attorney to pay the Same to the Compłt, which the Said Burwell never paid And the def[t] now refuseth to pay the Same, to which the defend[t] Saith that, Burwell did pay the Debt and tooke up the Orriginall Note to Williamson, which he Sent to the defendant amongst other Accompts who allow'd thereof upon Accompt to Burwell, But the Court conceiving that to be no Sufficient discharge against the płtes his Note remaining untaken up, And yet Some likelyhood appearing that the debt might be paid by Burwell (who is now dead) for that as appears he Sent the defend[t] the note for payment thereof to Williamson, It is thereupon and upon the defd[ts] Mocōn Ordered that before any further hearing herein, The Compłt m[r] Burbage is to Sett forth by way of Answer upon Oath whether he or any other to his use or by his appointment hath received the Said debt of 2000 of Tobacco and Caske or any part thereof from the Said Burwell or any other by his or the defendants appointm[t] And thereupon the Court will then proceed to give the Compłt Such relieſe in the p[r]misses as Shall be fitt. Liber B. p. 523

Coll Thomas Burbage by Tho Cornwalleys Esq his Attorney plte. Willm Smoote deft } The Complts Suit by his Atto[r]y being upon an Action of the Case for Satisfaction upon a Bond of 4[l] Sterling Entred into by the defend[t] about 20 years Since in England to one Condicōned for paym[t] of 50 dayes work in Virginia, which the defend[t] alledged he discharged according to the Condicōn, but prayed that he might not be Compelled to bide any further hearing herein for that it did not appeare that the plte m[r] Burbage had any Lawfull power as Attorny or otherwise from him to whom the bond was entred into to Sue in this Cause and Craved to be dismissed with his Costs and Charges Sustained in this Suit living about 40 miles distant from this Court. It is therefore Ordered that the plts Suit against the defendant be dismissed out of this Court for want of Sufficient power to Execute therein And the plt. or his Attorney are to pay unto the defend[t] one hundred and fifty pound of Tobacco and Caske in respect of his trouble & Charge aforesaid unless the Complt. or his Attorney Shall by the next Court deliver up to the defendant the bond aforesaid the Seale being torne off and being of that antiquity and Nature before Expressed p. 524

Liber B. Ld Propry by his Attorney Generall plt
Marks Pheypo, Nicholas Keeting and
Martin Kirke defendants } The defendants appearing upon a Warrant Served upon them concerning their unlawfully getting up and killing of wild Cattell. The busieness being of Generall concernment the hearing thereof is by consent on both Sides referred to be heard at Some Court to be held the Next Generall Assembly and the Warr^{t} to Stand in force for their then appearance to Answer the Complainants Suit.

Walter Beane plte
Paul Sympson deft } It is ordered that the Attachm^{t} taken forth by the plte against the defendants Estate is to Stand in force till the Next Generall Court to be held the tenth of Aprill next.

Upon the Motion of Thomas Cornwallyes Esq alledging that he had Satisfied to Nicholas Cawseene by the appointment of William Smoote the whole Charges of Court, and other Charges which by an Order or Judgm^{t} of the 21th of January 1652. he was adjudged to pay unto the Said Smoote. The Said William Smoote now in open Court offereth himself ready and willing to acknowledge Satisfaction upon that Judgm^{t} in Case Nicholas Cawseene doe discharge him upon his Accompt to the Value of the full Sum̄ then adjudged.

Thomas Cornwalleys Esq plt
Thomas and John Sturman defts } The Complt and defend^{t} John Sturman on the behalf of himself and the other Defend^{t} his father doe ingage themselves each to the other in the penalty of Tenn Thousand pounds of Tobacco and Caske to Stand to the Award or Arbitram^{t} of Willm Stone Esq Governour of this Province and m^{r} Thomas Hatton Secretary thereof touching all differences betwixt them now any ways depending in Court or Referred to Assembly

Major Edward Gibons by m^{r}
Daniell Hore his Attorn plte
John Nicholls defendant } The pltes Suit being for 450^{l} Tob: and Caske debt, w^{ch} the defend^{t} acknowledgeth and is Ordered to pay the
p. 525 Same four hundred and fifty pounds of Tobacco and Caske forthwith to the Said Complainant his Attorney or Assignes.

John Nicholls plt
Phillip Land defend^{t} } The Complt by his Petition Sueth to be relieved for five hundred and five pounds of Tobacco & Caske payable in the County of S^{t} Maries upon Demand by a Bill Entred into by the defendant to the plte the 13th of December last, And the defendant acknowledging the debt is Ordered to pay the Same forthwith to the plte or his assignes the bill being delivered up and Cancelled.

28 Martij 1654. Execut inde ad Satisfaciend con estate def^{t}

At a Court held at S[t] Maries. Liber B.
the Second day of March 1653

Present { Willm Stone Esq Govern[r] ; m[r] Thomas Gerrard ; m[r] Willm Eltonhead ; Capt Jn° Price ; m[r] Tho: Hatton ; m[r] Robt Clarke }

Walter Beane the Administrator of John Nunn deceased produced an Accompt of which he Craved an allowance out of the decedents Estate. being as followeth Viz.

Anno Dni 1653 The Estate of John Nunne Debtor to Walter Beane the Administrator, p paid to the Secretary—578. To the Sheriffe 137 for a Bill which was Beans and by mistake Valued in the Inventory at 400. p Severall Bills of his own proper debt and by assignm[t] from others before Nunn's Death payable out of the Estate as appears upon Record 4608. for physick and Surgery—120.

m[r] Piles—p a debt to m[r] Piles now Ordered for which two Cowes part of the Estate were bound over for Security as appears upon Record—1250.

Robert Jones the decedents Servant upon his Motion for an allowance of Clothes, Axe hoe &c and for trouble and Damage in attending the Court Severall times, is allowed by Order of Court out of the decedents Estate 400[l] Tob: and Caske

John Baily moving for an allowance out of the Decedents Estate for Service done about the p[r]servation of the Estate & the like as appears upon Record is allowed by Order of Court 640[l] of Tobacco and Caske being 540 upon his own Accompt as before and 100 by Assignment from William Marshall and to be Deducted out of the Sume Mencōned in his Bill. p. 526

These Severall debts and Accomps before Mentioned. amounting in the whole to Eight thousand one hundred Thirty and three pounds of Tobacco and Caske are upon the Admin-ist[r]s Motion allowed to and ordered to be paid by him in the first place.

Upon the motion of William Stone Esq Governour for an Allowance of Eight hundred and Sixteen pounds of Tobacco and Caske due to him out of the decedents Estate by Bill and Accompt appearing upon Record, and the Administrator making noe objection thereto, It is Ordered that it be paid accordingly if the Estate will Extend to Satisfie the Same

Upon the Mocōn of Lieuten[t] Richard Banks for an allowance of twelve hundred and thirty pounds of Tobacco and Caske due to him out of the Estate of John Nunn Deceased being the Remainder of the Consideracōn for a Servant by

Liber B. him Sold unto the decedent in his life time as appears by Bill upon Record, he the Said Banks having also deposed that he Never received the Same or any part thereof as appears also upon Record, and the Administrator not Making any objection against his Demand herein. It is ordered that he be paid the Same out of the decedents Estate if the Same will Extend to make him Satisfaction.

Upon the Mocōn of Capt John Price for one hundred pounds of Tobacco and Caske due to him out of the Estate of John Nunn deceased by Bill from the decedent to Robt. Duglas assigned to the Said Capt Price as Appears upon and the Administrator making noe objection thereto It is Ordered that the Said Capt Price be paid the Same out of the decedents Estate if it will Extend Soe farr

Upon the Motion of John Medley for Six hundred Ninety Eight pounds of Tob: and Caske due to him out of the Estate
p. 527 of John Nunn deceased being the Remainder of two bills Entred into by the decedent to the Said Medley for payment of a greater Sume appearing upon Record, And the Administrator not Making any objection herein, It is Ordered that the Said John Medley be paid the Same, out of the decedents Estate if the Same will Extend for Satisfaction, The Bills being now delivered up and Cancelled.

Upon the Motion of William Marshall for Seven hundred pounds of Tobacco & Caske due to him out of the Estate of John Nunne deceased by Bill, To which the Administrator made noe objection but it appearing that one hundred pounds part thereof was by him Assigned to John Baily who is allowed the Same, It is Ordered that he the Said Marshall in Satisfaction of the Said Bill be allowed Six hundred pounds of Tobacco & Caske out of the decedents Estate if it will extend Soe farr and the bill is delivered up and Cancelled.

Upon the Motion of Walter Beane the Administrator for one hundred pounds of Tobacco & Caske due to him out of the Estate of John Nunn deceased by Bill assigned him by Thomas Dynyard Since the decedents death he is Ordered to be allowed the Same out thereof, If the Estate will Extend Soe farr, and the Bill and assignment thereof are delivered up and Cancelled.

Upon Mocōn on the behalfe of Luke Gardiner for five hundred fifty and three pounds of Tobacco and Caske due to him

The Accompt & oath are upon the file } out of the Estate of John Nunn deceased by Liber B. Accompt Now produced & Attested by the Said Luke's own Oath, To which the Administr made noe objection, It is Ordered that he be paid the Same out of the Said Estate, if the Same will Extend Soe farr

Upon the Motion of John Thimbleby for two hundred and twenty pounds of Tob: & Caske due to him by Bill upon Record out of the Estate of John Nunn deceased, and the Administrator making noe objection therein, It is ordered that he be paid the Same accordingly, if the Estate will Extend So farr.

Upon the Motion of mr Phillip Land & Henry ffox for two hundred and twenty pounds of Tobacco due to them out of the p. 528 Estate of John Nunn deceased being the Remainder of 648l of Tob: upon Bill now produced. The Administr Makeing noe objection thereto, they are ordered paymt according to their demand if the Estate will Extend Soe farr. And the Bill is delivered up and Cancelled.

Upon motion on the behalfe of Nicholas Cawseene for one hundred fifty and Seven pounds of Tob: and Caske due to him out of the Estate of John Nunn deceased by Bill from Nunn to Phillip Land for paymt of the Same quantity and Assigned to Cawseene by Land as appears upon Record. The Administr making noe objection thereto. It is Ordered he be paid the Same accordingly if the Estate will Extend Soe farr

Upon the Motion of Robert Jones Walter Beane the Administrator of John Nunne now assigning to him the Said Jones in open Court 50 Acres of Land, for which the Said Jones had paid to Nunn 100l of Tob: Expressed in the Inventory. The Court alsoe thinketh fitt to allow him 50 Acres more due to him from the decedent by Condicōn of Service and a Warrt which the Surveyor now alledgeth he hath in his Custody for laying out of 100 Acres for the decedent Nunn, the titles for that 100 Acres if they be allowable upon his Ldps Condicōns are ordered to the Said Jones in Liew and Satisfaction of the hundred Acres by him Claimed & herein before to him Assigned and allowed as aforesaid

At the request of mrs Mary Brent, mr Cuthbt ffenwick formerly Attorney of mr Thomas Bushrode doth acknowledge in open Court that he gave to her two Receipts amounting in the whole to Nineteen hundred pounds of Tobacco & Caske as Received of Capt Giles Brent her brother for the use of the

Liber B. Said mr Bushrode upon a Judgmt of Court against him the Said Capt Brent at the Said Bushrodes Suite for two thousand five hundred and Eighty pounds of Tobacco of the Sixt of December 1648.

mr Edward Packer plte
mr Richard Hoskins deft } Upon the defendants mocōn the hearing is Respited till the Court to be held in June next or the next Court afterward if there be noe Court that Month, and the defendt is then to produce his proofes

p. 529 Upon the Mocōn of mr Edward Packer alledging himself as Attorney for Capt Richard Husband to be greatest Creditor to the Estate of John Stringer deceased as appeares by Bill upon Record, And mr William Allen who by order of Court of the 15th of ffebruary las was to Make his power of Clayming on the Said Capt Husbands behalfe, appeares not having as yet made any Such power appeare, And the Said mr Packer having been formerly understood to be the Said Capt husbands Attorney, It is ordered that upon the Said mr Packers recording of his Lre of Attorney from Husbands, the Secretary may Grant to him the Administration in the behalf of Capt Husbands.

mr Georg Mee demandeth 100lb of Tob: as due to him out of the Estate of John Stringer deceased for a hatt Sold him two yeares Since

Butrice John plte
Cornelius John deft
et e Contra } John Buttrice Suit against John Cornelius being for a Certaine quantity of Tobacco, and John Cornelius Suit against Buttrice being for a Ring both Causes are respited till the Next Court, and in the meane time the parties may make what further proofe the Can.

Henry Medlop, at the request of mrs Cornelius deposed Saith That a twelve month Since he this Deponent Saw a Ring in Mary Hattons hands which he Viewing perceived that there was a Little Crack in the Rymme of the Said Ring, and inlayed with black about the Stone which was Sett in the Said Ring, which Said Ring the Said Mary Hatton told this deponent that John Buttrice proferred to give her, And further Sayth not

Jurat 2do Marcij 1653 Coram me. Tho Hatton

Whereas Lieutent William Lewis was Arrested to appear at the Court at St Maries at the Suit of William Hardwich Edward Packer maketh oath that the Said Lieutent Lewis desired & Authorizēd him as his Attorney to confess a Judgmt on his behalf to the Sd Hardwich upon that Acōn or to that Effect.

Mr John Metcalfe the Sheriffe maketh Oath that Lt Lewis did Authorize mr Edward Packer to acknowledge a Judgmt on his behalf to mr William Hardwich as above is Expressed in Case he did not appeare at this Court himself. Uterq Jurat in plena Curia 2do Martij 1653 Tho: Hatton

Liber B. p. 530

mr William Hardwich plte } mr Edward Packer being Authorized
Lt William Lewis deft } as before appears by proofe acknowledgeth a Judgmt this day in open Court on the behalf and as Attorney for Lt William Lewis unto mr William Hardwich for twenty three pounds And an half of principall Good and well Condicōned Beaver as by the Bill thereof is Expressed (which is Delivered up and Cancelled).

Arthur Wright maketh oath that he doth not know that mr Cuthbt ffenwick or any other for him or by his appointment Ever killed any hogs of mr Robert Brookes, onely this Depont about or a Little before the time that mr ffenwick went to Seat his plantation at Putuxent Saw Some Singed Porke in a Boate, which mr ffenwick Said was killed at the place where he was going there to Seate upon his own Land, And further this Deponent Cannot Materially Depose

Sworne in Open Court. Tho: Hatton

The Deposition of Ralph Hazleton aged 23 years or thereabouts Sworne & Examined the 26th day of ffebruary 1653. Sayth.

That he went with mr Cuthbt ffenwick and his people being bound to Putuxent to Seate his plantation there, And Comeing a shore the Snow lying upon the Ground, this Depont Sayth they found the feeting of Many hogs, and he goeing to take up their Lodgings he Came to the hogs beds, where they resolved to take up their quarters, And that the rest went to Look after the hogs but could not find them, But in the Night the hogs Came and disturbed them, Whereupon mr Eltonhead and mr ffenwick Commanded this Deponent and the rest to Shoot at them, Soe that with our Gunns and Dogs we killed five Sowes and barrows and one bore that Night. The Ears of which were reserved and after put in the loft The marks of which being Severall this Deponent doth not remember them, And that mr ffenwick Said, if any one laid Claime to them he would Make them Satisfaction, And this Deponent further Saith that about three weeks or a Month after he being Sent by ffreindship Toungue to the Crosse for more ꝓvision for the people, mr ffenwick demanded of this Deponent, if he had lately Seen any more of those hogs, who answered not, he then bid this deponent to tell ffriendship Toungue he would

p. 531

Liber B. have him looke for them, and kill what he Could for Many men laid Claime to them, and he would beare him out in it, And further Sayth not the Mark of Ralph × Hazleton
Sworne before me the day and year above written
Job Chandler

Upon the mocōn of mr William Wilkinson Shewing that by an Order of the 15th of ffebruary last he was Ordered to be Satisfied for his Charge & trouble about the Estate of John Stringer deceased being incurred upon the direction of Severall Orders, but his Accompt being not then perfected the Sume was not by that Order Ascertained which appearing by his Acco^{t} now produced to be Eight hundred and tenne pounds of Tob: & Caske as appears upon Record, also It is ordered that he be paid the Same out of the decedents Estate with the first according to the direction of the former Order.

Thomas Bennett at the request of Walter Waterlyn deposed Sayth that mr Stringer about November last received of the Said Walter two hogsheads of Tobacco (the weight he knoweth not) promising the Said Walter to discount Soe much Tobacco for his use with Cap^{t} Cornwalleys, and the Said Stringer told this Deponent that he had discounted it accordingly And further he knoweth not.
Sworne in open Court 2 March 1653. Tho: Hatton

To the Right Worll Cap^{t} William Stone Governour and the Worshipfull Concell.
The Humble Peticōn of Richard Moore Sheweth.
That Whereas your Petitioner being Molested by Michael Baisey and threatned to take your Petitionrs Land from him and burn his house and Continually Remaine in Such Language unto the disturbance of yor poor petitionr
Your Petitioner humbly Craveth that an Order may be Granted from this Court that the Said Baiseys Lyne
p. 532 may be Laid forth between the Said Baisey and Yor Petitionrs which mr Clarke hath been twice to doe it and he will not Suffer it to be done, That yor Petr may know what properly belong to be his Right that Yor Petitionr may live quietly in his last age.
And yor Petitionr Shall pray
Upon the Petition of Richard Moore above recited, It is Ordered that the Survey of Anthony Rawlings his Childrens Land (being the land Mencōned in the Petition) be perfected according to the Certifficate thereof returned and Pattented, And then if the Said Children or any on their behalf have any

Cause of Complaint for want of the due quantity they may apply themselves to the Court for releife therein. Liber B.

Walter Pakes acknowledgeth a Judgmt to mr John Hallows for Eighteen hundred pounds of Tobacco and Caske in open Court.

mr Cuthbt ffenwick plte
Henry ffox defdt as Attorny for Capt Mitchell

The hearing of this Cause being by Order in June Court last respited till this Court. The plte Now declareth that he Sent by Capt Mitchell fourteen hundred and fifteen pounds of Tobacco and Cask into Holland with direction that the Said Capt Mitchell Should pay the produce thereof to mr Lawrence Coughen of Amsterdam as appears by his ingagment in that behalf under his the Said Capt Mitchells hand of the 4th day of March 1651, hereunder written, which the Said Capt Mitchell never performed to the pltes great Damage who hath been out of his Tobacco almost four years, And that the Said Mitchell being arrested the defendant his Attorney did ingage himself to be responsible for the debt, In which respect and for that it appears the defendant ffox undertooke the Debt. It is Ordered that the deft ffox doe pay to the Complainant two thousand pounds of Tobacco and Caske in full Satisfaction of the Said Debt and Damages, And the Said Capt Mitchells Said ingagement is delivered up & Cancelled (being as followeth).

Know all men whom it may Concerne that I Capt Willm Mitchell Esq doe acknowledge have transported 4 hhds of Tob: of mr Cuthbt ffenwick's Containing 1415l Tob: neate which I doe ingage mySelfe to be accomptable for at Such Value as Shall be made thereof (upon the Accompt of mr Lawrence Coughen of Amsterdam Merchant) for the produce as Witness my hand the 4th day of March 1651. p. 533

William Mitchell

Wittness. Wm Eltonhead

William Boreman plte
mr Robt Clarke defendt

The defendant acknowledgeth a Judgmt to the plantiffe of thirteen hundred and five pounds of Tobacco and Caske upon the Accompt here Under written.

Mr Robert Clarke Debtor to William Boreman

for a Voyage from Accomack	500	
for beef at Severne	50	
for more Beefe	300	1305
for 2 Gallon of Sach	160	
for a Gall & 3 plt drams	175	
or 1 Gall ½ drams	120	

Liber B. William Stone Esq Governr plt
Arthur Lehay defendant } The defendt acknowledgeth himself to owe unto the Complainant three hundred forty and two pounds of Tobacco upon the Accompt under written

Arthur Lehay Debtor to the Governour

1 Match Coate	60	1 Coverlett	120
7 Ells Linnen at 12	72	2 Ells Holland 27	54
1 peck Salt	6	1 pair of Shoes	30
		Sume Tottall is	342

At a Court held at St Maries.
3° die Martij Anno Dni 1653
Present as the day before

Walter Beane maketh Oath that John Slingsby about two years and a half Since Served this deponent about a Month or thereabouts for which Wm Stephenson was to pay to the Said Slingsby three hundred pounds of Tob and Caske wch was Never paid to the Said Slingesby Soe farr as this Deponent knows.

Jurat 2 Martij in open Court. Thomas Hatton

p. 534 Upon the Motion of John Slingesby and the proofe above written It is Ordered that he be paid the 300l of Tobacco and Caske above Mentioned out of the Estate of William Stephenson if the Same will Extend to Satisfie the Same, unless Humfrey Atwicks the Administrator Shall the Next Court after Notice hereof Shew Good Cause to the Contrary.

Thomas Cornwalleys Esq plt
Arthur Lehay defendant } The plte Suit being for 835l Tob: & Caske debt by Accompt and 265l Tob: Damage, The defendant Answers that he hath paid the debt by 300 to the plte and 500 to mr Weston upon the pltes Accompt. But the defendant not making any thing appear to Satisfie the Court that the debt or any part thereof was paid, And the plantiffe upon the defendts Mocon Making Oath that neither he nor any other to his use or by his appointment (Soe farr as he knows) Ever received any part of the debt before Mentioned, It is Ordered that the defendant pay to the plte the Eight hundred thirty and five pounds of Tob: & Caske principall debt with Court Charges.

James Lindesey plte
Thomas Bushell deft
et e Contra } The hearing of both these Cause are by Consent on both Sides respited till the Next Court

mr ffrancis Brookes plte } The Attachment taken out by the plte Liber B.
mr Paul Sympson defendt } agt the defendts Estate and laid upon the Same in Joh Medleys hands, is ordered to Stand in force till the Next Cropp, And the plte may then proceed thereupon if he Shall think fitt, the Said Medley alledging he hath not any of Sympson's Estate in his hands for the present that can be responsible for Satisfacōns of the plte's debt.

To the Worll Thomas Hatton Esq Secretary
of the Province of Maryland these p'sent

Worthy Sir

After my Service presented to yor Self and mrs Hatton, these are to Certifie you that I have taken Order with Goodman Medley to pay You one thousand pounds of Tobacco & Caske which I pray receive of him, and give him a discharge for Soe Much, and I Shall (if any more be due) Satisfie you with the Most Expedition I Can, Sir the Sheriffe hath laid an Attachment upon 5500l of Tob: of mr Wilfords for my debts, You May therefore be plased to take Notice that the Tobacco is not mine for I assigned it to him in November last, and p. 535 besides Goodman Medley hath a discharge under my hand which was done likwise in November, which I pray Sir be pleased to demand of Medley that it may be Seen in open Court, for I wholy depend of the Said Tobacco for to Satisfie you and Some others on this Side. Sir I beseech you doe mr Wilford what right you May in the premisses and I know he will be gratefull to you, not Else at present more then the Service of.

Yor Servant
Paul Sympson

ffebruary 24th 1653

Upon the back of this Letter is indorsed as followeth Viz. 3° Martij 1653. John Medley ingageth himself to be mr Hattons Paymaster for the one thousand pounds of Tobacco and Caske within Mentioned in open Court the day and yeare abovesaid. In the presence of us.

William Eltonhead, Robt Clarke

Mr Arthur Turnor this day in open Court acknowledgeth himself to owe to mr Thomas Hatton Secretary of this Province upon John Hatches Accompt for the debt of Skipper Jacob Derrickson three hundred thirty and one pounds of Tobacco and Caske and for the Same acknowledgeth a Judgment.

Thomas Cager plte } It is Ordered that an Attachment for
mr Peter Landesdesdale deft } 700l of Tob: & Caske for debt and Damages lately Served upon the defendants Estate in the hands of

Liber B. John Stringer before his death at the Compltes Suit be Continued in force against the Said Estate in the Administrato^{rs} hands or otherwise till the defend^{t} by himself or his Attorney Shall Appeare and Answer the pltes Suit in this Court, or this Court take further Order therein.

Thomas Connery plt } Upon the Motion of the defend^{t} by
m^{r} Henry Hooper deft } James Veich desireing a respite till the Next Court in regard of Some Urgent Occasions which would not permitt him to attend this Court, It is thereupon Ordered that the hearing be respited till the Next Court, And that then if there be Cause the Court will allow the plte Such Charges as Shall be fitt. in respect of this delay.

To the Honrd W^{m} Stone Esq Gov^{r} &c and the wor^{l} Councell &c

The Humble Petition of Thomas Connery Sheweth.

That Comeing out of Virginia by the perswasion of Henry
p. 536 Hooper who promised your Petitioner to furnish him with all Necessaries as was Needfull for him, Your Petitioner Notwithstanding desireing nothing of him onely that the Said Hooper Should build and Cleare for your Petition^{r} Soe much as yo^{r} Petic$\bar{o}$n^{r} built and Cleared for him, as for dyett your Petitioner agreed with the Said Hooper that he Should put in his allowance in Corne, as for other dyett he the Said Hooper was to find all. Your Petition^{r} hath often demanded the work of the Said Hooper, but he denyeth the Same, bidding your Petitioner to take his Course. Whereupon your Petitioner arrested the Said Hooper to make his Answer at this Court. And he not appearing upon the writt he desireth this Court to pass an Order on the behalf of your Petition^{r} he being Lawfully Summoned there. And he Shall Ever pray &c.

Robert Richins plte } Upon the Complainants Petition here-
Rob^{t} Warren defend^{t} } under written It is ordered that he the Said Complt be Satisfied out of the defendants Estate attached in the hands of Willm Turner three hundred Seventy and five pounds of Tobacco and Caske with Costs of Court in liewe or discharge of his whole demand of Corne Clothes &c pnt p Petition.

Execuc inde 9 Martij px ad Satisfaciend.

To the Wor^{ll} the Governour & Councill of Maryland

The Humble Petition of Robert Richins.

Sheweth.

That yo^{r} Peticon^{r} faithfully pformed his Covenant of Service In this Province, and was Servant to one Robert Warren who

is not now resident in the Province nor intendeth (as is Supposed) to return hither. Wherefore yo[r] Petitioner humbly Craveth that he may be Ordered to recover his Clothes Corne &c according to his Condition of Covenant out of his Said Master's Estate in this Province which is under Attachment for that purpose. And he Shall ever pray &c. Liber B.

m[r] Robert Clarke plt } William Boreman deft } The Complt Suit being to be relieved touching one John Abbott his Servant whom he lent to the defend[t] about two years Since to goe along with him in his boat to Virginia upon Condition to restore him againe at his returne thence but hath ever Since refused either to return the Servant or to give the plantiffe Satisfaction for his time of Service, To which the defend[t] Denyes that he ever accepted of the Servant upon these termes, and Saith that he ran away from the defend[t] in Virg[a] and that he could never find him againe, though he procured a hue and Cry after him there, It is thereupon Ordered by Consent of both parties that the now defendant do acquitt the now Complt of thirteen hundred and five pounds of Tobacco and Caske for which the Now Complt and then Defend[t] did yesterday acknowledge a Judgment to the Now defendant then plte in that Case, And that the Now Complt doe assigne over to the defend[t] Boreman the Said Servant together with his Covenant of Service & note of Charge and procure the Same Covenant to be attested as also the Said Note of Charges, And both parties are to beare and pay theire own Charges and Cost of Suit in this and the other Suit before Mentioned. P. 537

ffrancis Posey this day in open Court acknowledgeth a Judgm[t] to Henry ffox of Nine hundred pounds of Tobacco and Caske

Upon the Motion of m[rs] Mary Brent on the behalf of Cap[t] Giles Brent her Brother Informing that m[r] ffrancis Brookes the 20[th] of June 1651 obtained a Judgm[t] against her Said brother of 500[l] of Tobacco & Caske for hire of a Boate which She alledgeth was Soe by him hired upon the Lord prop[rs] Occasions and prayeth that her Said brother may be discharged thereof and that m[r] Brookes may have Satisfaction for the Same, and the Court Charges arising thereupon out of the Lord Prop[rs] Estate, And it now appearing to the Court upon the Said m[r] Brookes his Information and other Credible relations that the Said m[rs] Brents Information was true, It is ordered that the Said Cap[t] Brent be discharged of that Order and that m[r] Brookes be Satisfied his Said Judgment and Court Charges thereupon by his Ldps Receiver out of his Ldps

Liber B. Rents and other Revenues here, And upon the Mocōn of mr Hatton his Ldps Attorney Generall on the behalf of his Ldp (who had made what defence he could on his Ldps behalf herein) desireing (in respect the busieness did as he conceived relate to the Republick and therefore not proper that the Charges thereof Should be laid upon his Ldp) that though Satisfaction were made to Brookes according to this Order for
p. 538 the prsent yet that it might be given in with the other publick Charges the Next Assembly to be allowed and Cost into the publick Leavy. Which is Ordered accordingly.

Know all men by these presents that I Symon Groves of New England Tob: Rowler doe Nominate and appoint my well beloved freind Daniell Clocker of the Province of Maryland planter to be my true and Lawfull Attorney for me and in my Name to ask demand receive all debts, dues and Demands as Shall appeare to be due unto me, And if in Case of non paymt to Sue arrest and Imprison or Implead and out of prison to Release as if I my Self were there in person, and doe by these presents allow of what he the Said Daniell Clocker Shall Lawfully doe in the premisses. Wittness my hand this third day of Aprill 1652

Sign Symon Groves

Test Edm: Wormell, Henry Coursey
Phillip Land.

Symon Groves by Daniell Clocker his Attorney plt / William Edwyn defendt } The Compłt by his Attorney Sueing for Eight hundred and Nine pounds of Tob: p Bill and Eighty Six by Accompt due to him from the defendant, The defendant Saith he paid the Tobacco as appeares by Henry Bishops Deposition and by one hogshead which he paid to Groves himself And the płtes Attorney confessed he heard the płte Say he had received one hogshead, upon which and upon the Reading of Henry Bishop's Oath, It is by Consent of both parties Ordered that the defendt Shall have up his Bill and both parties to beare their own Charge in this Suit, and Soe the Same to have an End.

To the Honble Wm Stone Esq Governr & Council of State
The Humble Petition of Robert Taylor

Sheweth.

That John Hambleton Standeth Indebted to yor Peticōnr 1000l Tob: in Caske and refuseth paymt he therefore humbly prayeth Order against the Said Hambleton for present paymt with Costs of Suit, And Shall pray &c.

To the Honble Wiłłm Stone Esq Gov^{r} & Councill of State Liber B.
The Humble Petition of Robert Taylor
Sheweth.

That your Peticon^{rs} Maid Servant being with Child fathers it on John Hambleton, and although the matter Cannot be Determined untill the time of Delivery, yet forasmuch as he hath been Caught Suspiciously and uncivilly with her and that he obscures himself from the Sheriffe, and that he hath no residence nor Estate in this Province to ingage his aboade p. 539

He humbly prayeth an Attachment may Issue out against Such Estate of his as Shall be found, untill he put in Solvent Security to Answer the Suit and make Good yo^{r} Petitioner's Sufferings. And he shall pray &c.

Upon the Petition of Robert Taylor against John Hambleton, It is ordered that Taylor make Stoppage of what Goods of Hambletons he hath in his Custody, and that Giving a Just Accompt thereof they remaine in his Custody as Security to be responsible upon the hearing for the Said Taylors Satisfaction or to be disposed of as the Court Shall direct

The Deposition of Ales Harris aged 30 years or thereabouts Sworne & Examined Sayth.

That She this Depon^{t} Comeing from Greens Rest to fetch about m^{r} Greens Cattell, She Saw in S^{t} Peter's field one Cowe which went under the Name of Zachary Wades and which was the Cowe that John Dandy (as he Said) had the milk of, being a matter of a fortnight after Easter in the year 1651. and alsoe after the going away of Skipper Jacob his last Voyage being here, And further Sayth not Sworne in open Court.

To the Honble the Governour & Counsell of Maryland
The Humble Peticō^{n} of W^{m} Harrison on the behalf of George Abbott Merchant.
Sheweth.

That John Hambleton being indebte to m^{r} Abbott about 10000^{li} of Tob: and Caske, and y^{r} Petition^{rs} having procured 2 Severall Warrants to have him arrested, & he unlawfully absented himself, Now yo^{r} Petition^{rs} humble request is that an Attachm^{t} may issue out against his Estate he having Nothing but what those Goods he had of m^{r} Abbott, hath produsd.
And Yo^{r} Petitioner Shall Ever pray &c

Upon the Petition of George Abbotts Attorney against John Hambleton, It is Ordered that Stoppage be Made of Hambleton's Estate in whose hands Soever it be within this Province Soe as the Same may not be removed out of the Province nor p. 540

Liber B. Imbezled but may be responsible upon hearing for mr Abbotts Satisfaction or otherwise as the Court Shall direct, the Court being not as yet well Satisfied touching the Legality of Granting out an Attachment in this Case, but yet is willing to afford the Petitioner any fitting reliefe

Robert Newman plt } The defendt having attended all this Court
ffrancis Poesey deft } upon an arrest at the plte Suit and none appearing to prosecute though the plte by proclam made by the Sheriff in open Court were publickly called thereto It is ordered that the Complte Suit be dismissed for want of prosecution, and to pay the defendant three hundred pounds of Tobacco and Caske in respect of his unjust trouble Charge and Vexation besides Court Charges, The defendt living about 100 Miles from this Court.

Paul Sympson plte } This Suit is dismissed for want of prosecu-
ffrancis Posey deft } tion and the plte to pay the defendt 300l Tob: in Caske in respect of unjust Molestation &c as in that of Newman.

mr John Hallowes plt } The plte Suit is dismissed for want of
mr Cuthbt ffenwick deft } prosecution with 300l of Tob: & Caske to be paid by the plte to the deft for unjust Molestacōn &c as in the former Nonsuites.

Peter Johnson plte } The plte is nonsuited for want of
John Tennison & his wife deft } prosecution and Ordered to pay 300l Tob: for unjust Vexation &c as in the former Nonsuites this Day.

At a Court held at St Maries
the 4th day of March 1653
Present as the day before

Thomas Cornwallis Esq Attorney of mr John Hallowes the Attorney of Capt Henry ffleete this day in open Court acknowledgeth Satisfaction upon a Judgment of Court of the Eight
p. 541 of June last whereby mr Willm Eltonhead was Ordered to pay fifteen hundred pounds of Tobacco to Capt ffleet or his Attorney as thereby appeares

Walter Pakes this day acknowledgeth a Judgment in open Court to the Governour William Stone Esq for one thousand Eighty Seven pounds of Tobacco and Caske being in full of all Accompts debts and Demands to this present day.

Willm Whittle plte
Capt Robt Vaughan by mr
Henry Coursey his Attry deft

Whereas by an Order of the 22th of March Anno 1652 the matter thereby in question was respited till the Second day of the next Generall Assembly to be heard at a Court then to be appointed. Now upon the Compltes Mocon Informing that he is Much prejudiced in the delay of hearing herein Noe Assembly having been heard Since that Order nor any as yet appointed, This Court upon Consideration thereof has thought fitt, And doth Order that the defendant upon Notice of this Order to be given him Shall by himself or his Attorney appeare at the Next Provinciall Court to be held at St Maries the tenth day of Aprill next to Answer and abide Judgment in this Cause, Notwithstanding the former Order of Reference, And in Case of his default of Apearance according to the direction of this Order upon Oath made of Notice given him as aforesaid the Court will then proceed upon the hearing Notwithstanding Such his default. Liber B.

Upon the motion of John Hamond as Attorney on the behalfe of Mary the wife of Robert Taylor in regard noe man hath appeared to prosecute against her this Court, And the offence wherewith She Seems to Stand Charged (if any be) is Charged as done in Virginia under another Government, and of which the Court or Governmt here is conceived to have no Cognizance. It is therefore Ordered that in Case none appeare to prosecute agst her At the next Provinciall Court to be held at St Maries & Shew Good Cause to Move the Court to take further Cognizance of the busieness She Shall then be dismisst and left at Liberty to ꝑsecute her Accusers if there be Cause.

To the Honble William Stone Esq Governour &c and Council of State. p. 542

The Humble Petition of John Hamond.

Sheweth.

That your Petitionr and his wife riding to Putuxent Came late in the evening to mr ffenwicks house, who desired of yor Peticonr to lend his horse, but was denyed, protesting his earnest occasion to be back again Suddenly, Soe your Petitioner delivered his horse and furniture to one who undertooke to take Care of it untill his return from the other Side the River. But the Next Morning the Said ffenwick tooke away the Said horse and furniture and detayned it five weekes and four dayes in Contempt of him and at last after many Messages he Sent it home detayning a Carpett Cost 300l Tob: with the bridle Changed the Saddle Torne to pieces, one Stirrop, noe Girt, nor Saddle Cloth, and refuseth to make any Satisfaction for his abuse and detention. he therefore humbly desireth con-

Liber B. sideration may be had herein and that he may have restitution of the things Spoiled and detayned & Satisfaction for the use of his horse and Damage occasioned thereby with Costs of Suit. And Shall pray.

mr John Hamond plte
mr Cuthbt ffenwick deft

The Compltes Suit being for Satisfaction for the use of his horse and the other Charge pnt p his Petition, To which the defendt Saith that he borrowed the horse of one Recklesse not knowing but that it was his, and that when he understood otherwise, he Sent the horse with the other things Complained for home to the plantiffe by one William Wareman, It is thereupon by Consent of both parties ordered that the defendant making it appeare by proofe by the Next Court, that he delivered the Carpett and other things Complained for to Warman the plte is to take his remedy against him for the Same, but for want of Such proofe the defendt is to Make Satisfaction in that particular as the Court Shall then think fitt, And as touching the use of the horse the plt is Contented (the defendt paying) Court Charges) not to require any Satisfacōn therein, which is Ordered accordingly.

Edward Brisley plte
mr Rich: Preston deft

The hearing of this Cause is upon Motion Made on the defendts behalf respited till the next Court

p. 543 Robt Taylor plte, Henry Ketchmey & his wife defts in 2 Causes

The hearing of both these Causes is respited till the Next Court

To the Hōnble William Stone Esq &c and Councill of State.

The Humble Petition of John Hamond Sheweth.

That your Petitioner being Newly come into this Province and Something Straitned for Provisions bargained with Phillip Land for a Cowe and Calfe as by Speciallty will appeare, and hath at appointmt of the Said Land come Sundry times and beene Sent to Sundry places for the Said Cattell, but hath ever beene abused and deluded by him, Soe that for want of them, he hath bought his provisions at Excessive rates to his Great Impoverishmt

He therefore prays Order for the Said Cattell with damage for his Travells, want of them, and Delusions, as alsoe that he having Soe often fooled yor Petitionr in Seeking after them that he may be Compelled to deliver them at yor Petitionrs house and Satisfie him Costs of Suit Expended, And he Shall pray &c.

mr John Hamond plt } The plt (as by his Peticon) Sues to be Liber B.
mr Phillip Land deft } relieved touching a Cowe with a Calf by her Side which was to have been delivered by the defendt to the plte by the Sixt of June last (as by Bill appears) which damages the defendt Answers that he did appoint a Cowe and Calfe for the plantiffe in Satisfaction of his Claime, which he might have had at Willm Lucas his house, and which is Still ready for him there, But it appearing that the plantiffe hath made Severall Journeys for the Said Cowe and Calfe which he could not receive, It is Ordered that the defendant doe pay to the Complt a Cowe with Calfe and a Yearling Calfe and three hundred pounds of Tobacco in Caske in respect of his trouble and Damages together with Court Charges, and the Bill to be delivered up to be Cancelled which is delivered up and cancelled accordingly.

11° April 1654. I doe acknowledge Satisfaction upon this Judgmt
Coram. Tho Hatton John Hamond

Devoreux Goodwyn by mr Mathew Stone his Attorny plte
mr Lawrence Starkey by mr ffenwick his Attorny defendt } The Compltes Suit p. 544 being for 591l of Tobacco and Caske, The defendt by his Attorney desires respite till the Next Court to produce his proofes which is allowed him, And both parties are Ordered then to attend the hearing

Thomas Cornwalleys Esq plte } This Cause Comeing this day to
Thomas Gerrard Esq defendt } be heard by Consent of both parties Notwithstanding a former order of Reference thereof to the next generall Assembly of the 8th of June last, Now upon the reading of another former Order in this Cause of the 20th of January 1652 and of the Compltes Petition then Exhibited, and upon hearing the allegacons on both Sides touching the Matter in question It appeares to this Court that the Maine Scope and Substance of the pltes Suit is to be releived against the defdt touching Certaine debts or other Estate in Virginia heretofore of Richard Ingle Marriner, which were as appears by a Deed in England dated the 8th of September 1647, amongst other things made over to the plte by the Said Ingle upon the Consideration in the Said Deed Expressed, for which Estate the defendant Nevertheless obtained a Judgment or Judgmts in Virginia unlawfully, and by the Arbitrary power & favour of the then Governour there, after Such time as the defendt knew of Ingles Conveyance to the plte (as he the Complt alledgeth) And thereby possessed himself of the Said

Liber B. Estate, But the defend[t] Saith he possessed himself of noe part of that Estate, but by a Just and Legall Course in Law before he knew or heard of any Conveyance thereof to the plte, and for Satisfaction of his Just and due debt and not by any favour or Connivance Now forasmuch as the Matter in question tends to the questioning of the power of the late Governour of Virginia and to the reversing of a Judgm[t] already passed in that Collony concerning an Estate then in that Collony by opposing a Conveyance made in England against that Judgm[t] which this Court conceives most proper to be disputed by the present Governm[t] of that Collony, And being not willing by Clashing of Contradictory Orders, or otherwise to ingender any Breach
p. 545 or Just distast betwixt the two Governments but rather by all faire and freindly means to preserve a Mutuall Correspondency, This Court thinks not fitt to proceed any further upon the hearing herein, but referreth the Complt to Seek for releife in the premisses, either in the Provinciall Court of the Collony of Virginia or in the County Court there where the Judgm[t] was Granted If he think fitt. And if the Governour of that Collony or Commander of the Said County Court, or the Provinciall or County Court, there upon Sight of this Order Shall think fitt by any Lre or other writing to desire the Governour here by his Lre or other Sumons to appoint the defend[t] m[r] Gerrard to appeare at any Court to be (at the plantiffes request) appointed for the hearing of this Cause in that Collony, The said m[r] Gerrard is hereby Ordered to appeare thereupon accordingly, which if he refuse, Such his refusall will be understood as a Contempt of the Governm[t] here, And this Court will Call him to a Strict Accompt in that particular, And in Case of his the defendants Appearance here upon the Governours Said Lre or Summons if the plte Cap[t] Cornwallis either fail to prosecute or that the Court there where this Cause Shall happen to receive a hearing Shall not think fitt to give the plte any reliefe in the p[r]misses The Court here will either Compell the plte to Satisfie to the defend[t] Such Costs and Charges as that Court Shall Order, or (if it be left to the Court here) upon the defendants Mocōn will allow him Such Costs and Charges in that respect as Shall be fitt.

Thomas Cornwallis Esq plte
Phillip Land & Henry ffox defts } The Compltes Suite being for five thousand four hundred fifty and Seven pounds of Tobacco and Caske appearing to be due by a writing under the defend[ts] hands of the 21[th] of July last which the defendants not being able to disprove It is Ordered that they make paym[t] thereof to the plantiffe and the Bill or Deed in writing to be Cancelled which is Cancelled accordingly.

Henry ffox plt } Upon the Complainants Motion that the Liber B.
Phillip Land deft } Court would be pleased to Grant him an Order p. 546
whereby the defendant might be Compelled to give him a Speedy Accompt and Satisfaction touching the Estate in Copartnership betwixt them for want whereof he hath been much prejudiced and the defendant making noe objection to his demand therein It is by consent Ordered that the defendant bring into the Court all Accompts Bills or other debts whatsoever belonging to the Said Estate to be put into the hands of m^r^ Cuthbt ffenwick & m^r^ Henry Coursey Arbitrators herein, who have power hereby given them to put an end to the Matter in question and to Choose an Umphire if there be Occasion, And m^r^ Land is to take his oath in open Court to Exhibit into the hands of the the Said Arbitrators a true Accompt of all debts due to the Estate in Copartnership betwixt him and the plantiffe to the best of his remembrance which oath the Said def^t^ did accordingly now take in open Court.

Walter Pakes acknowledgeth a Judgm^t^ this day in open Court to m^r^ Symon Oversey for twelve hundred and twenty pounds of Tobacco and Caske.

Upon the Motion made this day on the behalf of m^r^ Symon Oversey, It is Ordered that an Attachment Issue out at his Suit against the Estate of Paul Sympson for one thousand pounds of Tobacco and Caske.
6 Marcij ꝑx Att^a^ inde ret next Court After Serving thereof.

Walter Pakes acknowledgeth a Judgm^t^ this day in open Court to Thomas Cornwalleys Esq for Nine hundred and Tenne pounds of Tobacco and Caske upon Accompt.

Upon the Mocō̄n of m^r^ Willm Eltonhead, Henry ffox disclaiming and refusing to be Attorney for Cap^t^ William Mitchell any Longer Albeit he were arrested at the Said m^r^ Eltonheads Suit to Answer this Court upon that Accompt It is Ordered that the Said m^r^ Eltonhead have an Attachment against the Said Cap^t^ Mitchells Estate for what he Claims to be due.

William Scott Mariner Maketh Oath that upon Coll ffrancis Yardleys last departure out of this Province being at the house of m^r^ Edward Packer he then and there heard Coll Yardley Say, that when he Came downe to his house at Lyme Haven he would goe with his Vessell and Some of his Servants to the p. 547
Southward there to build him a house for the present to Entertaine his family when they came there and then to Come back

Liber B. and fetch Away the rest of his family and Carry them hither or to that effect, And further Sayth not

Sworne in open Court. Tho: Hatton

To the Honble Governour &c & the Worll Councill now Siting

The Humble Petition of William Scott.

Sheweth.

That Coll ffrancis Yardley is indebted to yor Petitionr the Sume of 1438l Tob: with Caske, yor Petitionr hath demanded the Said debt of Coll Yardley, but finding Since not any Satisfaction where he appointed I Should be fully Satisfied, Yor Petitioner desires he may have an Attachmt Upon the Estate of the Said Yardley, And yor Petitionr is Shortly to depart this Countrey desires yor Worships to be pleased to think of Some Speedy Course for present Satisfaction. And he Shall pray for yr Worps &c

Upon the Petition & Oath of William Scott above recited It is Ordered that an Attachmt issue out at his Suit against Coll Yardley's Estate for the Sume demanded by the Said Scotts Petition.

These are to Authorize my Loving ffriend mr Edward Packer my Attorny in all Cases as full as if I my Self were personally prsent Wittness my hand this last of November 1652. ffrancis Yardley

Dated at St Maries as aforesaid in the
prsence of. Job: Chandler

William Scott Mariner plte
Coll ffrancis Yardly by mr Edward Packer his Attorny defendt } The plte Suing for fourteen hundred thirty Eight pounds of Tobacco and Caske, which the defendants Attorney now acknowledging to be due, It is Ordered that the Defendant make the plte present payment thereof the Specialty being delivered up to the defendts Attorney And the Order for the Attachmt upon this debt already this day Granted is to be Vacated.

22do Martij Execut inde con Estate

Walter Pakes plte
John Hamond defendt } The hearing of this Cause is respited till the Next Court

p. 548 To the Honble Wm Stone Esq Governr &c & Worll Counsell

The Humble Petition of Walter Pakes.

Sheweth

That yor Petitionr Sold to John Hamond his plantacon for

4500[l] of Tob: and the Said John Hamond denyeth to Satisfie Liber B.
Yo[r] Petition[r] therefore much to his hindrance and Damage

He humbly craveth this Court to Examine his pretences and allegacōns which he alledgeth, and releive Your Petitioner therein. And as in duty bound he Shall ever pray &c

M[r] Henry Coursey & al pltes
m[r] Thomas Daynes deft } The hearing of this Cause is respited till the Next Court and both parties are then to attend the hearing.

m[r] Willm Nugent plte
Richard Watson deft } Upon the Compltes Mocōn Informing that the defendant being arrested to appeare and Answer this Court at the pltes Suit doth not appeare, It is Ordered that the Arrest Stand Good for the defendants Appearance the Next Court, And if then he do not appeare either by himself or his Attorney, The Court will then take Such Order against the Sheriffe for the plantiffes releife as Shall be fitt.

M[r] William Eltonhead plte
Richard True defendant } The defendant not appearing upon an Arrest, It is Ordered as before in the Cause of Nugent and Watson.

Capt Tho: Cornwalleys plte
ffrancis Martin defendt } The defendant not appearing upon an Arrest It is ordered as before in the Case of Nugent and Watson.

Walter Beane Complte
m[r] Thomas Mathews Adm[r]
of Edward Cotton deceased deft } The Complte Sueing for 1500[l] of Tobacco & Caske due out of the decedents Estate the defend[t] desires time till the Next Court to make his Answer therein whereby he conceives the Court will be induced to Sett aside the debt, which now he Cannot Make appeare, It is therefore Ordered that the hearing of the Cause be respited till the Next Court, and then the hearing to be peremptory.

Upon the Motion of William Stone Esq Governour, It is ordered that he have an Extent upon the Land of m[r] Thomas Weston to the Value of his due debt.

Upon the Motion of m[r] Thomas Hatton his Ldps Secretary It is ordered that his Accompt of the Tobacco by him received out of the Dutch Custome for the Soldiers pay according to p. 549
the Act, be taken into consideration the Next Court, Soe as he may be then discharged thereof.

Liber B. John Domall plte } Willm Ewens deft } Upon the defendants Peticōn having attended this Court upon an Arrest and none appearing to prosecute. It is ordered that the plte be Nonsuited and to pay the defendant two hundred pounds of Tobacco and Caske for his unjust Molestation, besides Court Charges.

Upon the Motion of m^{r} Phillip Land, It is ordered that the Warrant against Richard Recklesse for his appearance this Court, and the Arrest thereupon Stand Good for his appearance the Next Court.

To the Right Wor^{ll} Cap^{t} Willm Stone Gov^{r} & the wor^{ll} Councill

The Humble Petition of William Ewens.

Sheweth.

That Whereas your Petition^{r} was Arrested unto this Court to be holden the tenth of January upon an Acōn of the Case at the Suit of John Domall, and having given my diligent attendance to answer the Said Suit, and the plte having no ways prosecuted against your Petition^{r} Yo^{r} Petition^{r} humbly prayeth that the Suit may be dismissed and reparacōns given unto yo^{r} Petition^{r} for his Losse of time and Expence, And your Petition^{r} Shall pray &c.

At a Court held at S^{t} Maries
the Sixt of March Aō 1653

Present { William Stone Esq Governour; m^{r} Thomas Gerrard; Cap^{t} John Price; m^{r} William Eltonhead; m^{r} Robert Clarke; m^{r} Thomas Hatton }

After the Governour and Counsell (present this day) had for Some time Sate in confutacōn about Some affairs in relacōn to the Publick Safty, the fell upon the hearing of Some particular Causes as followeth viz.

Upon the Mocōn of Marks Pheypo, and a Suspicion appearing of an Intention in Coll ffrancis Yardley to remove his Estate out of this Province having Severall ingagements Upon him here, And the Said Colonell being Summoned to Appeare
p. 550 at the Court held the first of this Month to Answer the Said Pheypoe's Suit did not appeare at that Court nor any for him to Answer therein, It is ordered that m^{r} Job Chandler be Impowered, in case he find any probable intention or Endeavour

of removing the Said Estate to appoint any officer whom he thinks fitt to make Stoppage by Attachm^{t} or otherwise as he the Said m^{r} Chandler Shall think fitt of Soe Much of the Said Estate as may be responsible to the Suit of the Said Pheypo upon a hearing the Next Court in an Action of debt of one and twenty hundred pounds of Tobacco and Caske. Liber B.

Know all men by these presents that I Richard ffoster of the Province of Maryland doe constitute and appoint my well beloved friend Nicholas Gwyther my true & Lawfull Attorney to all efforts and purposes in Law as if I my Self were personally present. As Wittness my hand.

the mark of × Richard ffoster

March the 1. 1653 In the Presence of
David Thomas

To the Hōnble Cap^{t} Willm Stone Esq and the rest of of the Counsell of State for the Province of Maryland

The Humble Petition of Cornelius Saunders Carpenter of m^{r} Hannefords Ship by m^{r} Henry Coursey his Attorney Authorized by Sanders his Lre.

Sheweth.

That the Said Carpenter did Sell to Nathaniell Batts Coll Yardley's Interpreter a parcell of Sugar amounting by Agreem^{t} unto 19^{l} & ½ of Beaver as by his Note to Richard ffoster doth appeare, And the Said ffoster did promise your Petitioner Satisfaction as doth appeare by two Severall oaths, taken before m^{r} Gerrard for the Same. Now the humble Suit of yo^{r} Petition^{r} is that your Hon^{rs} will please to grant him an Order for the present Satisfaction of the Said debt against the Said ffoster in respect yo^{r} Petition^{r} is now bound out of the Countrey, and doth not know whether ever he Shall return againe, And in Granting yo^{r} Petition^{r} his humble Suite You will ingage him to pray as he is bound for your Hono^{rs}

Cornelius Sanders by m^{r} Coursey his Attorn plt }
Rich: ffoster by m^{r} Gwyther his Attorn defend^{t} } The plte by his Attorney Sues for Nineteen pound and an half of beaver by Agreem^{t} for Sugar Sold to Nathaniell Batts for which the defendant promised Satisfaction ꝑnt ꝓ Petition The defendant by m^{r} Nicholas Gwyther his Attorney denyes that he the defend^{t} otherwise ingaged for payment then in Case he had Estate of Batts in his hands to enable him thereto, which he Saith he hath not, It is thereupon Ordered that ffoster be Examined upon Oath by m Gerrard upon Summons from him what Estate of Batts he hath in his p. 551

Liber B. hands, and if it appear that he hath Sufficient thereof, to Satisfie the pltes Said Debt of 19^{l} of beaver m^{r} Gerrard is desired to Cause Soe much thereof to be attached by the Constable of his Mannor who is hereby Impowered for that purpose as will be responsible upon the hearing next Court for Satisfaction of the Said Debt Court Charges and Damages.

The Court rising the Governour appointed the Next generall Provinciall Court to be held the tenth day of Aprill next.

Inter Thomam Cornwalleys Armig^{r}um querent
et Thomam & Johanem Sturman Defend^{tes}

According to a Submission and ingagement of Cap^{t} Thomas Cornwalleys Esq on the one part and m^{r} John Sturman on the behalf of himself and m^{r} Thomas Sturman his ffather on the other part made in open Court the first of this Month as appears upon Record. We the Arbitrators therein Named for a full and finall End and conclusion of all differences betwixt the Said parties Mentioned in the Said Submission and Ingagem^{t} Viz. All differences betwixt them either now or heretofore depending in Court or referred to Assembly Do Arbitrate and Award that the Said Thomas and John Sturman Shall and doe Satisfie and pay to the Said Cap^{t} Cornwalleys by the tenth day of November next, Three hogsheads of Tobacco every hogshead to Conteyne three hundred and fifty pounds of Sound Neat pickt Tobacco without Ground leaves, and also one hundred pounds of Tobacco in Liew of the tenn pounds of powder Charged by Bill. And upon the paym^{t} of the Said Tobacco, Cap^{t} Cornwalleys is to deliver up to them or one of them the two Bills entred into to m^{r} Richard Ingle concerning the Said Powder and a Gunne, And the Said John Sturman on the behalf of himself and his Said ffather is to pay all Court Charges touching the premisses. Given under our hands this Sixt day of March Anno Dni 1653

William Stone
Tho: Hatton

The Deposition of John Deare aged 31th yeares or thereabouts Sworn & Examined 18th of March 1651 Saith That Sometime about Christmas last was a 12 Month m^{rs} Mary Brent Caused one wild Bull unmarked to be killed upon kent, and that Since that time before She went off the Island
p. 552 after Christmas last She Caused five More Unmarked Bulls to be killed upon the Island and one Bull of m^{r} Coxes Marke, and one Marked Bull of one m^{rs} Geirids which Liveth on the Westerne Shore, m^{rs} Brent pretending the Bull to belong unto her, because it was Croped of both the Eares But this De-

ponent taking Good Notice of it after it was killed found a Nick in the Crop of the right Eare by the which this Deponent knew the beast to belong to m^rs^ Geiry likewise She Caused to be killed one Bull Cropped in both the Eares of her owne marke, also one of Cap^t^ Brents draught Oxen with all Saying She had a desire to kill all the Unmarked Bulls upon the Island if that She Could. And further this Depon^t^ Saith not. Liber B.

Sign John ID Deare

Jurat Coram Nos Robert Vaughan. Sign Nicholas Brown

Copia Vera Test Robt Vaughan

1654. Anno—

Entries De Anno 1654.

Know all men by these presents that I John Maning of Norwich in the County of Northfolk in England Merchant doe by these presents bind my Selfe my heirs Executors and Administrators to pay or Cause to be paid unto Richard Cooke and Daniell Hoare both of Boston in New England Merch^ts^ the full and Just Sume of forty one thousand pounds of Good Sound well Cured Merchantable Virginia Leafe Tobacco with Caske, In Wittness hereof I have hereunto Sett to my hand and Seale this 12^th^ day of October 1653

The Condition of this Obligation is Such that if the above bounden John Maning his Executors Administ^rs^ or Assignes doe well and truely pay or Cause to be well and truely Satisfied and paid unto the Abovesaid Rich: Cooke and Daniell Hoare or either of them they or Either of their Executors Administrators or ass the full and Just Sume of Twenty thousand five hundred pounds of good Sound well Cured Merchantable Virginia Leafe Tobacco with Caske at or before the last day of November Next Ensuing the Date hereof at one Intire payment at the now dwelling house of m^r^ Lawrence Wards of Nancymum in Virginia that then this obligacōn to be Void and of none effect, or Else to Stand and remaine in full power force Strength & Vertue. John Maning

Sealed Signed & Delivered in the p^r^sence of

John Sanford Elisha Cooke

Recorded at Boston 10^th^ November 1653. page 459 p. 553

Quod attestor rogats & requisits. Nathaniell Sowther

Not Pub^cus^

These presents Wittness that I Charles ffreeman being Attorney for m^rs^ Elizabeth ffreeman and also by Order of Cap^t^ Brigges ffreeman doe acknowledge to have received all Such things and Goods belonging to the Said Elizabeth ffreeman of m^r^ Richard Harris, Therefore this Shall be the Generall discharge of all debts, dues, demands from the beginning to this

Liber B. day, onely if in Case there does appeare under the Said m^r^ Harris his hand any thing by Bond or ingagem^t^ Upon Record then the Said m^r^ Harris Shall be oblidged to render Satisfaction to the full as Wittness my the 30^th^ March 1654

Charles ffreeman

Test John Billingsley, John Read }
John Lone }

Received by me Ben Cowell the 5^th^ of May 1652 in the behalf of Miles Cooke the Assignee of Cap^t^ Thurstone of John Pills four hundred Ninety and five pounds of Tobacco and Caske in part of payment of a Debt of nine hundred eighty and two pounds of Tobacco due by Bill from m^r^ Thomas Copley to the aforesaid Cap^t^ Thurston I say Received

Ben Cowell

William Scott, Mariner, maketh oath that about two yeares since when Cap^t^ Richard Husbands was here in this Province of Maryland with the ship whereof he was then master, this Depon^t^ being then Boatswain of the same ship, M^r^ Thomas
p. 554 Hatton Secretary of this Province demanding a Case of Strong Waters, which it Seems was Sent him in the Said Ship by Some freind in London, the Said Cap^t^ Husbands Caused a Case to be brought upon the Quarter Deck, which being open and unbound appeared to have been broken open, all the bottles therein Except one or two being Crackt and broken with holes in the Sides and the Strong water either Drunk out or Spilt all Saving Some Small quantity in two of the bottles, the Same appearing in all Likelyhood to be done by the abuse or Miscarriage of Some belonging to the Said Ship, and that the Said m^r^ Hatton then demanded Satisfaction of the Said Husbands touching the Said Case, which was not then or Since given him by the Said Cap^t^ Husbands or any other So far as this Depon^t^ knows, And this Depon^t^ further Saith that the Said Cap^t^ Husbands after his arrivall in England did Stop or detaine in his hands the pay or wages of the Steward of the Said Ship for that Voyage to make Good his Miscarriages of that kind as this Depon^t^ understood The Said Cap^t^ Husbands upon the Said m^r^ Hattons demand of Satisfaction aforesaid, telling him that before he could make him any Satisfaction therein he must Call his Steward to Accompt concerning the Same or to that effect. All which before herein Expressed or the Same in Effect this Depon^t^ upon his Oath averreth to be true and further Saith not.

Jurat 3 ffebr 1653. Coram Me William Stone

Whereas I Lawrence Starky of the Province of Maryland Liber B.
Esq about the beginning of the last Spring for a Valuable Consideration then & Since by me received of m^r^ Thomas Hatton Secretary of the Said Province, Sold and Delivered to the Said m^r^ Hatton one heifer then about three years old of my own Marke being formerly m^r^ Copleys w^th^ a bull Calf by her Side Now both of them in the Said m^r^ Hattons possession, Now this present writing Wittnesseth that I the Said Lawrence Starky doe hereby acknowledge ratifie and Confirm unto the Said m^r^ Hatton his Executors, Administrators and Assigns for Ever the Sale and Delivery of the Said heifer and Calfe as aforesaid with Warranty against all Just Claimes, Wittness p. 556
my hand this 24^th^ day of Sept Anno Domini 1653.

Law: Starky

In the presence of
Thomas Carpenter

Richard ffoster Sworne & Examined 24^th^ March 1653
Sayth as followeth

That he Cannot Depose whether Nathaniell Batts hath any Estate in his hands or Noe but the Said Batts told him that the truck which was here was the Coll and his and before it went out of his hands the Said Batts would See him Satisfied for his Labour, After the Coll aboard his Sloop desired this Deponent to be Carefull in the busieness, for the Truck was his fully and wholly Since the Coll hath Sent to him by m^r^ Slys Bark to gett Corne ready for him and more Sayth not The mark of
Coram me Richard W Foster
Thomas Gerrard

This Bill bindeth me Thomas Ringe my heirs Executors and Administrators to pay or Cause to be paid unto John Taylor his heirs and assigns the full and Just Sum̄e or quantity of Nine hundred Seventy and Eight pounds of Good Sound Tobacco in Caske at or upon the tenth day of November Next Ensueing and for the true performance of which paym^t^ I doe hereby make and bind over unto the Said John Taylor my Cropp w^ch^ I Shall plant this Year as alsoe what I shall make and gett by Smiths Work with my Smiths Tools or what else belonging to me at present or hereafter belonging and due to me till the abovesaid debt be fully paid to the Said John Taylor as abovesaid. Wittness my hand this 10^th^ Aprill 1654.
Testis the marke of
William Britten Thomas × Ringe

may the 16. 1652

Know all men by these presents that I Richard Husbands of wappin in the County of Middlesex Mariner doe make

Liber B. Ordaine Constitute and appoint my wellbeloved freind Edward Packer of Maryland planter my true and lawfull Attorney for me and in my Stead and place to demand recover and receive of the Inhabitants of Maryland all Such debts as Shall be found
p. 557 from them to me oweing Giving and hereby Granting unto my Said Attorney full power and Authority in the Execution of the premisses, if Need Shall be to Sue, Arrest, attach, Implead imprison, Condemn and out of prison againe to deliver, and the pleas plaints and process of the Law to Sue and Cause to be prosecuted and to Compound, Concord, Conclude and agree, and upon recovery and receipt acquittances or any other Sufficient discharges for me and in my Name to Make Enseale and Deliver and one or More Attorneys under him my Said Attorney to Make Substitute and revoke and Generally to doe and Cause to be done all other Lawfull Act or Acts, thing and things, device and devices Whatsoever, which in or about the recovery of the premisses Shall be requisite and Necessary full & effectually to all respects as I my Self might or Could doe being pSonally present, which by these presents I doe ratifie and Confirme In Wittness whereof I have hereunto Sett my hand and Seale the day and yeare above written.

Richard Husbands

Signed Sealed and Delivered
in the p^r^sence of Miles Cooke
Benj^a^ Cowell

I acknowledge an Order of the 20^th^ of September last for five Cowes due from Gervis Dodson and promised by Walter Pakes to be Void and I to take my Remedy not against the Said Pakes but Dodson. Wittness my hand this first of october 1653
Teste John Pille. John Hamond

p. 558 May the 26^th^ 1653. Received by me John Hamond of Walter Pakes tenne pounds of Tobacco in full of all Debts, dues, and Demands from the beginning of the world to this day I Say received.

by me John Hamond

9^o^ Martij 1653.

Administracōn is this day Granted to m^r^ Edward Packer on the behalfe of and as Attorney for Cap^t^ Richard Husbands Marriner (according to an order of Court of the Second day of this present Month) of the Estate of John Stringer deceased upon his oath to Exhibit a true Inventory by the first of June

Next unless &c to pay the debts Soe farr &c. And to give an Accompt when &c in the Usuall form. Liber B.

ult maij 1654. further time given to Exhibiting the Inventory till Christmas Next.

11° Maij Walter Waterling and John Nicholls were appointed and Sworne to make a Just and true Valuation or appraisment of all or So Much of the Goods, Chattells or other personall Estate late of John Stringer Carpenter deceased as Should be brought or produced to their View by m^r^ Edward Packer the Administrator abovesaid.

Received of m^r^ Thomas Hatton Secretary of the Province of Maryland^e^ five hogsheads of Tobacco weighing Neat Seventeen hundred and Sixty pounds of Tobacco and is for the proper use of Major Edward Gibbons as Wittness my hand this 6^th^ of ffebruary 1653.

Daniel Hoare

In the presents of
Henry Coursey
James Veitch
Tho: Marsh

The Deposition of Lewis Ffroman Aged 29 yeares or thereabouts Sworne and Examined this 8^th^ of August 1653 p. 559

Sayeth

That about a month or Six weeks after M^r^ Robert Brookes was seated in Putuxent River this Deponent being then Servant to the Said m^r^ Brooks and Imployed as an Interpreter by him to the Indians, m^r^ Brooke desired this Deponent to Speake to the Indians he the Imployed, that if they Saw any hogs they Should kill them, about a weeke or fortnight after, the Said Indians Came and told him of hogs which were about a quarter of a Mile from his house whereupon he bid his people goe with them and kill them at which time by m^r^ Brooks Sons, his Servants & Indians there was killed one Boare five or Six Barrowes and Sowes, the Marks this depon^t^ doth not Remember neither did m^r^ Brooks in this Depon^ts^ hearing, give orders that the Eares Should be kept.

Lewis ffroman
Sworne before me the day & year above written
Job. Chandler

Robert Sheale aged 25 years or thereabouts Deposed and Examined Sayth p. 560

That at his first Comeing into this Province and goeing with his Master m^r^ Robert Brooke to his plantac$\bar{o}$n in Putuxent

Liber B. River not far from the house An Indian (who then was Imployed by the Said m^r^ Brookes to hunt) brought word that there were Some hogs, whereupon m^r^ Brookes Servants together with the Indian went and killedd Nine hogs all Marked hogs unless on Little young Boare Which (to this Deponents best remembrance) was not Marked, But what Marks they were this Deponent knoweth not, neither did he take any Notice of the Marks at the killing thereof, but after they were killed, the hogs Soe killed were all brought into m^r^ Brooks house and there Spent by him as this Deponent believeth and further he Saith not.

the marke of
Jurat Coram me O
William Bretton Robert Sheale

25^th^ March 1654. I Thomas Gerrard Esq doe acknowledge to have received of m^r^ Cuthb^t^ Ffenwick full Satisfaction of a Judgment and Order of Court obteyned against him of one Thousand pounds of Tobacco and of all Damages and Charges incurred concerning the Said Suit. Wittness my hand
Test. Willm Bretton Tho. Gerrard

p. 561 Whereas M^r^ Thomas Hatton Secretary of this Province of Maryland hath upon the request of me Ffrancis Brookes Gent agreed to Deliver up or Cancell two Bills or Notes whereby Edward Claxton Stands bound to pay to the Said m^r^ Hatton two Severall Sum̄es of Seven hundred and four hundred pounds of Tobacco, and Caske. I the Said ffrancis Brookes in Consideration thereof doe acknowledge to owe and Stand Indebted to the Said m^r^ Hatton the Just and full Sum̄e or quantity of Eleven hundred pounds of Good Sound Merchantable Tobacco and Caske As Wittness my hand this 17^th^ day of Aprill Anno Dni 1654

Recognit Coram Nobis ffrancis Brookes his mark
Willm Stone, Job Chandler

By the Lieu^t^ &c of Maryland

Whereas I am Given to Understand that Luke Gardiner doth in a uncivill refractory insolent Manner detayne at his House one Elinor Hatton a Young Girle Daughter to the wife of Lieutenant Richard Bancks and Neice to m^r^ Thomas Hatton his Ldps Secretary Endeavouring (as is probably Suspected) to trayne her up in the Roman Catholick Religion Contrary to the mind and will of her Said Mother and Uncle who have often demanded her of the Said Luke, who refuseth to return

her to either of them Standing upon an Audacious pemptory Termes. The Said Girl being by her father (brother to the Said mr Hatton) a Little before his Death recomended to the Care and tuition of her Said Uncle, who had been at great Charges about her transportacon and otherwise as he can Make appeare, The which unsufferable dealing of the Said Luke Gardiner is (as I apprehend) not onely a Great affront to the Government and an Injury to the Girls Mother and Uncle, but Likewise of very dangerous and Destructive consequence in relacon to the peace and Welfare of this Provine, These are therefore in the Lord Propts Name to Authorize and require the Said Lieutent Richard Bancks Commander of Newtowne hundred either by himself or together with Such other of the Inhabitants of this Province whom he Shall require for his assistance herein (And who are hereby required to be aiding and assisting to him upon this occasion as they will Answer the Contrary) by force of Arms or otherwise as he Shall See Cause to Seize upon the person of the Said Elinor Hatton, and to bring her before me and the Counsell at St Maries to be disposed of as Shall be fitt, And in Case of her Concealment to Search the house of the Said Luke Gardiner or any other place within this Province where he the Said Lt Bancks Shall Suspect She may be hidden Soe as She may be produced for the purpose aforesaid, As alsoe to Arrest the Said Luke Gardiner, and to bring him likwise before me and the Counsell to answer unto Such things as Shall be objected against him by the Said mr Hatton either as Attorney Generall for his Ldp or on his own behalf and to Stand to and abide the Order of Court thereupon hereof you are not to fail. Given at St Maries this third day of Aprill 1654. William Stone

Liber B.

p. 562

Decimo April 1654. Michael Baisey this day acknowledgeth a Judgmt to mr Henry Coursey for one thousand pounds of Tobacco and Caske but Noe Execucōn is to issue out thereupon till the tenth of December Next. Wittness his hand the day and year aforesaid

the Mark of
Recognit Coram me Tho: Hatton Michael × Baisey

April 10th 1653. I Thomas Mathews doe declare that the Cowe called three Tetts is to be Recorded for the Boy Peter Pakes with her female Increase Tho: Mathews
Test. Barnaby Jackson

Memōrd that I Charles Thurston Marriner Attorney of mr Richard Thurston Marriner doe acknowledge to have Received

p. 563

Liber B. full Satisfaction of m^r^ Thomas Hatton Upon a Bill of Twelve hundred and odd pounds of Tobacco and Caske entred into by the Said m^r^ Hatton to the Said m^r^ Rich^d^ Thurston the Said Bill being delivered up by me to the Said m^r^ Hatton. Witness my hand this tenth of Aprill 1654

In the presence of Charles Thurston
William Stone

At a Court held at S^t^ Maries the tenth day of Aprill 1654

Present { William Stone Esq Governour
Cap^t^ John Price
m^r^ Thomas Hatton Secretary

m^r^ Thomas Hatton his Ldps Secretary and Attorney Generall on his Ldps behalf and on the behalf of himself this day declared against Luke Gardiner for detaining Elinor Hatton his Neece a Girle of about twelve years old from him the Said Secretary and her Mother Endeavouring to trayne her up in the Roman Catholick Religion with other things in the Said Attorneys declaration Contained, the Said Luke appearing in this Suit upon a Speciall Warrant from the Governour and both parties being heard at large touching the Matter in question, The Court for the present pronounced noe other order therein, but onely that the Said Elinor Hatton who was present in Court and brought in upon the Said Speciall Warrant, Should be returned and left to the disposition of the Said Attorney her Uncle. The Said Warrant, declaracõn and other proceedings thereupon being hereafter upon Record fol.

John Norman plte
Edward Bowles deft } m^r^ John Metcalfe the Sheriffe of this County Moving the Court on the defend^ts^ behalf for a Respite till the Next Court informing that the defendant was not able to Travell, It is thereupon Ordered that the hearing be respited till the next Court, And that then the Complt Shall have Such releife touching his Corne and Clothes and attending the Court as Shall be fitt

p. 564 Know all men by these presents that I Lawrence Ward of Nansanum in Virginia doe Constitute my friend m^r^ Richard Collet my Lawfull Attorney for me and in my Name to receive all Such debts as are due to me in Putuxent River in the Province of Maryland ratifying all that he Shall doe or Cause Lawfully to be done as I my Self were present. In Wittness whereof I have Sett my hand this 8^th^ of December 1653

Law: Ward

The Marke of Willm Mego

To the Wor^{ll} William Stone Esq and the rest of the Counsell Liber B.

The Humble Peticōn of Richard Collett Attorney of m^{r} Ward

Sheweth

That Whereas Robert Taylor Standeth indebted unto m^{r} Lawrence Ward the Sum̄e of 332^{l} of Tob: & Caske as by Bill appeareth more twenty upon Accompt, yo^{r} Petitioner humbly Craveth Order for present pay with Court Charges Yo^{r} Petitioner as bound Shall pray &c.

m^{r} Lawrence Ward by m^{r} Richd Collett his Attorney } plte
m^{r} Robert Taylor defend^{t} }

The Compltes Suite (ꝑnt ꝑ Petition) being for three hundred thirty and two pounds of Tobacco and Caske which the defendant oweth him upon Bill dated 7° Marcij 1652 and twenty pounds of Tob: More upon Accompt for a pair of Stockings and a Dozen of Pipes, And the defendant acknowledging the debt It is Ordered that the defendant doe forthwith pay the Same (being in all three hundred fifty two pounds of Tobacco and Caske) to Compłte or his Assignes, the Bill being Now Delivered into Court and Cancelled.

11 April Execut ad Satisfaci-end c Estat

Know all men by these presents that I John Davis of Chuckatuck doe Constitute Ordaine and Make my Loving ffriend m^{r} Richard Collett of Putuxent my true and Lawfull Attorney for me and in My Name to receive and pay, to arrest, plead and imprison, to release quitt and Discharge for me and in my Name in as ample Manner and as farr forth as if I were in presence as Wittness my hand and Seale the tenth of November 1653.

Wittness. George Ketchmy } John Davis his Marke
William Long his Marke }

To the Wor^{ll} William Stone Esqr & the rest of the Counsell p. 565

The Humble Peticōn of Richard Collett Attorney of Jn^{o} Davis

Sheweth

That Whereas Robert Taylor Standeth indebted unto John Davis a hog which Should have been delivered unto Cornelius Abraham with Corne for the hog aboard the Sloop Sufficient till it was delivered to the Said Davis in Virginia, which, the Said Taylor hath not performed. The Petition^{r} prays an Order for the Tobacco which Davis paid for Taylors use in Virginia Anno 1652 being 250^{l} Tob: with Caske together wth forbearance and Court Charge, and he Shall Ever pray &c.

Liber B. John Davis p Rich: Collett his Attorney Complt Robt Taylor defendt } The Complt Suit being for 250l of Tob: and Caske which he paid in Virginia for the defendt and for which the defendant ingaged himself to Send to the plte a Good hog with Corne Sufficient to feed him withall till he were delivered in Virginia as by the Petition appears, with Damages and Court Charges, The defendant confessing the debt, It is Ordered that he deliver to mr Richard Collett the plts Attorney at his Landing place upon the South Side of Putuxent River within tenne days Now Next Ensueing a hog worth 250l of Tob: and Caske to be Valued by mr Richard Harris and John Halfhead or in default thereof he is then to pay to the plte his Attorney or Assignes the Said two hundred and fifty pounds of Tobacco and Caske with Court Charges.

John Waughop plte Andrew Watson p Edmond Lindesey his Attorney deft } The plte Sues for 3 barrells of Corne or Satisfaction. The defendant by his Attorney alledgeth that the plte had of him 2 Sides of Bacon for which he demandeth 200l Tob: But wanting proofe, It is Ordered that the hearing be respited till the Next Court.

Be it known unto all men by these presents that I Andrew Watson in the Province of Maryland planter have Constituted and in my place Sett & Ordained Edmond Lindesey my true
p. 566 and Lawfull Attorney to ask require Levy and recover & receive in my Name for me and to my use, all and Singular debts whatsoever they be of all manner of persons in any wise to me due pertaining or belonging in any part or place within this Province, Giving and Granting to my Sd Attorney my full and whole power and Authority in the premisses to plaint arrest, Sue, declare Implead imprison Cause to be Condemned and release the Said Debtors recover and receive and thereupon finally accord & acquitt Lres of acquittance & other discharges for me and in my Name to Compound Seale & deliver Attorney or Attorneys to Ordaine and Sett & at his pleasure againe to revoke, and Moreover to doe Execute performe and Conclude & finish for me and in my place as is mencõned afore all and Singular things that Shall be Expedient concerning the premisses as throughly wholely and Surely as I my Self Should doe if I were there in my own person present, And all that Ever my Said Attorney Shall happen to doe or Cause to be done in and for the premisses I promise to allow performe ratifie and Establish and thereunto I bind me my heirs & Executors by these presents In Wittness whereof I Sett my hand this first day of Aprill 1654.

The mark of Andrew Watson

Test James Lindesey.

Lt Nicholas Gwyther plte
Andrew Watson p Att. Deft } The Compłt Suit being for 450l of Tob: p Accompt which the defendts Attorney Edmund Lindesey not denying, It is Ordered that the defendant doe forthwith pay to the Compłte the Said four hundred and fifty pounds of Tobacco and Caske Liber B.
Secr 70
20 April 1654 Execut ad Satisfaciend con Estate Dr Watson

Andrew Watson by his Attorney Edmond Lindsey this day in open Court acknowledgeth a Judgmt to mr Edward Packer for three hundred pounds of Tobacco & Caske.
Secr 70
20 April 1654 Execut ad Satisfaciend con Estate Dr Watson

To the Worll the Governour and the rest of the Counsell
The Humble Peticōn of Thomas Batchelor
Sheweth.
That Whereas he was arrested at the Suit of Capt Cornwallis and Henry ffox to this Court, and being Sick not able to Come humbly craveth reference till the Next Court. And your Petitioner Shall Ever pray &c p. 567

Tho: Cornwalleys Esq plte
Tho: Batchelor defendt } Upon the defendants Petition the hearing is respited till the Next Court and then the defendant is to appeare pemptorily or Judgment is then to passe in his Suite if there be Cause.

Henry ffox plte
Tho: Batchelor deft } Upon the defendants Petition the hearing is respited till the Next Court, and then the deft is to appeare peremptorily or Judgment to pass if there be Cause.

The Land & Estate of mr James Neale debtor Anno 1647

To mr Nicholas Cawseene for a Boate	1200
To mr John Hallowes by Speciallty	1500
To the Lord Propr for Eight years Rent at Severall times	3200
To mr Gerrard for debt due unto Mortley & mr upon Specialty with Charges	2493
To mr John Hallowes by Specialty	1500
To Capt Cornwalleys by Specialty	380
To Coll Yardley Upon Speciallty	600
To ffrancis Posey	1100
More for Severall Charges of ffees	200
To mr Metcalfe for Sheriffes ffees for Attachmt of my Cattell	150
for my Expence and paines taking about this busieness and Damage	1500
Tottall	13823

Liber B. 10 April 1654. Benjamin Gill maketh oath that the Accompt above written is a Just and true Accompt (with the least) of what he hath paid Expended and been damnified touching the Land above Mentioned

Sworne in open Court the day and year above written,
Willm Stone, Tho: Hatton

Upon the Motion of m^r^ Benjamin Gill for an Extent upon the Land of m^r^ James Neale called Wollaston Manno^r^ containing two thousand Acres the Ld Prop^rs^ Rent being forty Shillings in Money Sterling or the Commodities of the Countrey) for Satisfaction of thirteen thousand Eight hundred
p. 568 twenty and three pounds of Tobacco and Caske which he hath paid and been out in Charges and otherwise about the Said Land as appears by his Accompt upon oath above written together also with the Charges about the Extent in ffees and otherwise, which probably may amount to about five hundred pounds of Tobacco and Caske, and Soe will make up the Summe for which the Said Mannor & Land is to be Extended fourteen thousand three hundred twenty and three pounds of Tobacco and Caske. It is ordered that Walter Beane, John Hatch, James Lindesey and Arthur Turnor upon Summons or Notice thereof from the Sheriff of S^t^ Maries County, and Upon Oath to be Administred unto them by Thomas Gerrard Esq or Some other of the Counsell to make a Just and true Estimacō or Valuation to the best of their Judgment and Skill for what Number of years he the Said Benjamin Gill his Executors and Assignes ought to have the S^d^ Mannor and Land in Extent for Satisfaction of the Said fourteen thousand three hundred twenty and three pounds of Tobacco and Caske, doe Compute or Estimate the Same accordingly, and returne their Certifficate thereof upon Oath (as aforesaid) under their hands into the Secretary's office there to be Entred Upon Record, And the Court will then Settle the Said Mannor and Land upon the Said Benjamin Gill his Executors and Assignes in Extent for Such Number of Years as Shall be thought fitt by the persons before Named, and to be Expressed in their Said Certifficate for Satisfaction of the S^d^ fourteen thousand three hundred twenty and three pounds of Tobacco and Caske

m^r^ Edward Packer Adm^r^ of John Stringer deced plte
Humfrey Howell deft

The pltes Suit being for Satisfaction for the building of a house which the decedent built for the defendant before his Death (and noe Satisfaction yet given) as the Same may be worth upon a true Valuation. And the def^t^ offering himselfe willing to pay what Shall be thought fitt. It is ordered that John Nicholls and Walter Waterling the Appraisors of the Said

Decedents Estate upon Veiw of the worke doe Certifie the Court upon their Oaths already taken touching the Appraism[t] of the Said Estate by the Next Court either upon the Inventory or otherwise what they Conceive the Said worke may be Justly worth, And thereupon the Court will then give the plantiffe Such Releife herein as Shall be fitt. Liber B. p. 569

Walter Waterling plte
Edwd Packer Adm[r] of John Stringer's Estate deced deft

The pltes Suit being for 727[l] of Tobacco which he lent the decedent Stringer not long before his death appearing by the Oath of Thomas Bennett upon Record, and 30[l] of Tobacco which the plte paid to Thomas Symonds for 20[l] of Beefe upon the decedents Accompt, for which he hath as yet received no Satisfaction And the Administrator being now present & makeing noe objection to either of the S[d] Claims It is Ordered that the plte be paid Seven hundred fifty and Seven pounds of Tobacco and Caske out of the decedents Estate if there be Assetts.

This Bill bindeth me William Whittle my heirs Executors Adm[rs] or Assignes to pay or Cause to be paid unto Joseph Manning or Assignes the Just quantity of Eight hundred and fifty pounds of Good Sound large Tobacco and Caske upon all Demands at my Dwelling house, In Wittness whereof I have Sett my hand this 26[th] ffebruary 1652

Test Cuthbt Wiłłm Whittle his Mark
Tho Hayward his Mark

March 2[do] 1653 I William Whittle doe acknowledge Sixty Six pounds of Tobacco More due to John Danby over and above this Bill, and doe hereby Confesse a Judgment for all and desire it to be Entred accordingly.

The mark of Wiłłm Whittle

Coram Me William Bretton

Upon the Mocōn of John Danby that Judgm[t] might be allowed and Entred for him against William Whittle for the Eight hundred and fifty pounds of Tobacco and Caske Mentioned in the Bill to Manning and Sixty Six pounds More according to the Judgment Confessed before m[r] William Bretton, as by the Bill and Judgment last before Entred appeareth It is Ordered accordingly And the Said Whittle is now adjudged to pay to John Danby nine hundred and sixteen pounds of Tobacco and Caske thereupon with Court Charges.

Execucō inde 12 April 1654 Versus ꝑson &c.
William Whittle ad Satisfaciend.

Liber B. p. 571

The Same Court Continued
11° April Anno Domini 1654
Present as the day before

The Deposition of mr John Pile taken in open Court at St Maries in the Province of Maryland the 11th day of April 1654 upon Oath saith

That about nine or ten years agoe Argall Yardley of the County of Northtōn in Virginia Esq. being indebted to him this Depont twelve hundred pounds of Tobacco and Caske or thereabouts did give this deponent a bill or Note Under his
p. 572 hand whereby he ingaged himself to pay unto Capt William Stone Esq Now Governour of this Province the Said twelve hundred pounds of Tobacco and Caske for the Use of Thomas Cornwallis Esq upon this Deponents Accompt, And this Deponent further Saith that he Never received any Satisfaction otherwise touching the Said twelve hundred pounds of Tobacco & Caske from the Said mr Argall Yardley or any other then by the Bill or Note before Mentioned. And further Saith Not

Jurat ut Supra Coram Nobis: Wiłłm Stone, Tho Hatton

The Deposition of mr Nicholas Gwyther aged 28 Years or thereabouts taken in open Court at St Maries in the Province of Maryland the 11th day of April 1654 Upon oath Sayth.

That he this Deponent was Servant to Tho: Cornwalleys Esq when one Thomas Harrison Came into this Province in the year 1641 (as this Deponent taketh it) with the Said Capt Cornwalleys as his servant, and lived in the house with this Depont one yeare or thereabouts before the arrivall of one Richard Ingle which was in the year 1644 or thereabouts at which time the Said Harrison was Sent by Cuthbt ffenwick then Attorney to the Said Capt Cornwalleys with one Edward Mathews his fellow Servant to assist one Andrew Monroe to bring a Pinnace (that then ridd in the Mouth of St Inegos Creek (as Near as Conveniently could be to the house of the Said Capt Cornwalleys which Said Servants (as they did report themselves) were Commanded aboard the Ship of the Said Ingle, she riding in the Mouth of the Said Creek, which Said Mathews was there detained prisoner, And the Said Harrison tooke up Armes in the assistance of the Said Ingle, and the Said Harrison never after returned to his Said Masters Service as this Deponent Ever Saw or heard, the terme of time of the Said Harrison's Service was unknown to this Deponent, but he hath heard the Said Harrison Say that the Said Capt Cornwalleys would abate Some of the time of his Service for

his Care in looking to his Sheep in the time of his Voyage Liber B.
further this Depon[t] Sayth that after his the Said Harrison's
assistance of the Said Ingle the Said Harrison fled out of this
Province, And this Deponent Sayth that after his flying he
mett with him at Accomack and talked with him, but Never
heard him pretend or Say that he had any discharge from the p. 573
Said Cap[t] Cornwalleys or his Attorney to the best of this
Deponents remembrance, All which or the Same in Effect this
Depon[t] averreth upon his Oath to be true, And further Saith
Not.

Jurat ut Supra Coram Nob: W[m] Stone. Tho: Hatton

M[r] William Nugent plte } The Compltes Suit being for Damages
Richard Watson Defend[t] } incurred by reason of the defendants Non
performance of a bargaine or Agreem[t] about the building of a
house for the plte. The defend[t] by his Answer denyed that he
made any bargaine or Agreem[t] at all, and Soe not liable to
pay any Damages, Whereupon the Matter in question was
referred to be tryed by a Jury. And the Sheriffe Impannelling
m[r] Thomas Mathew, Walter Beane, John Medley, William
Marshall, William Lucas, Walter Waterling, Henry Adams
Barnaby Jackson, Willm Brown, Walter Pakes, Robt Macklyn
and John Martyn to be of the Jury for this Tryall, who making
Choice of the Said m[r] Thomas Mathewes for their foreman.
had their Charg given them as followeth upon Oath Viz. You
Shall Swear to give in a Just and true Verdict to the best of
your Skill and Understanding upon the Matter appearing by
proofe or otherwise the defend[t] ought to pay unto the plte any
Damages in respect of the Matter Complained for or not, and
if he ought to pay any Damages then what Damages. Soe help
You God &c. After which Charge Soe given them as aforesaid
and long Debate of the Matter in difference the Said Jurors
returned their two Joint Verdicts to the Court as followeth.
Viz[t] We find the Bargaine to be a Bargaine upon which Dam-
age ought to be allowed to the plantiffe m[r] Nugent (And also)
We find the plantiffe three hundred pounds of Tobacco and
Caske for his Damage besides all Court Charges And the
Court doth Order accordingly that the defendant doe pay unto
the plantiffe the Said three hundred pounds of Tobacco and
Caske with Court Charges, and that to be an end of all Dif-
ferences touching the Matter in question.

The Deposition of L[t] Willm Lewis taken in open p. 574
Court upon Oath the 10[th] of April 1654.

Lieu[t] William Lewis Maketh Oath that Richard Watson did
tell him this Deponent that he was to build a house of 20[ty]
foot Long for m[r] William Nugent who was to give him or John

Liber B. Taylor for the Same the rights of three hundred Acres of Land. And that the Said Watson did Sett up the frame of the Said house upon m^r^ Starkeys land at the Mouth of Portoback Creek, All which or the Same in Effect this Depon^t^ Averreth upon his Oath to be true. And further Sayth not.

Sworne in open Court ut Supra

The Deposition of Edmond Lindesey taken upon Oath in open Court the 10^th^ of April 1654 Saith That about a weeke before Christmas was a twelve Month, goeing downe from Portoback to S^t^ Maries he called in at the house of m^r^ William Nugent, and found there m^r^ Nugent's Man and Robert Nugent and one Richard Watson, the Said Watson hearing which way I was bound, desired me to give him a passage along with me, and yo^r^ Depon^t^ replyed, will you goe downe and leave the house undone, he the S^d^ Watson Answered that he would goe downe and Come up again as Soon as he could, All this or to this purpose this Depon^t^ averreth upon his Oath. And further Saith Not.

Sworne in open Court ut Supra

Marks Pheypo plte
Coll ffrancis Yardley p
Edw: Packer his Att. deft

Upon the plt̄es Mocō̄n and reading of an Order of 6° Marcij last, It is with the Consent of the Defend^ts^ Attorney Now Ordered that if the def^t^ doe not either by himself in person or by his Attorney appeare and Answer this Suit at the Next Court that Judgm^t^ Shall then pass for the Debt, or So Much thereof as Shall appeare due The plt̄es Demand being one & twenty hundred pounds of Tobacco and Caske.

Tho: Cornwalleys Esq plte
Coll. ffrancis Yardly p Attorn deft

The plt̄es Suit being for 25 barrells of Corne p̄ Bill payable the last yeare and 1954^l^ Tob: and Caske p̄ Accompt, It is with the Consent of the defendants Attorney Now Ordered that if the defend^t^ doe not either by himself or his Attorney appeare and Answer this Suit at the Next Provinciall Court to be held here the 23^th^ of May Next that Order Shall then passe for the Debt or So Much thereof, or Soe much thereof as Shall appeare due.

p. 519 M^r^ Hatton. Let me desire you to Enter a Judgm^t^ of Court at the Suit of Cap^t^ Thomas Cornwalleys what he Shall Justly Make appeare upon Oath, I owe him in Tobacco this with my Service to you, and Wittness my hand this 30^th^ of March 1654.
Wittness David Thomas Sign I John Tompkinson
Sign. Tho: Miller

Tho: Cornwalleys Esq plte } The hearing of this Cause is upon the Liber B.
John Tompkinson defendt } plţes Motion respited till the next Court he not having his Accompts ready.

Mr Hatton, Sir, Be pleased I pray to doe me the favour to Move the Court in my Busieness concerning mr ffenwick for I am afraid Sir betwixt him and the Sheriffe I shall never be paid Except you please to Stand my friend, Sir, be pleased to Stand my friend in this for I am alon and No body to looke after any thing, if I Should Come my Self from home my Service &c
Aprill the 8th 1654. Ales Bushell

Ales Bushell Vid: plte } Upon Motion on the behalf of Ales the
mr Cuthbt ffenwick deft } widow & relict of Thomas Bushell deceased, It appearing that mr Cuthbert ffenwick having been a long time under Execution at the decedents Suit for non performance of a Judgmt of Court of the 23th of March 1652 goes abroad at his Liberty and takes noe Course to Satisfie the debt. It is Ordered that the Sheriffe upon perill of the Severe Censure of the Court doe forthwith returne the body of mr Cuthbert ffenwick to prison upon the Said Execution. And the house of Henry ffox is hereby by the Governour Appointed for the prison of this County of St Maries, and the Said Henry ffox the keeper thereof, And the Said mr ffenwick is not to depart out of the Said Prison or the Limits thereof being the distance of half a Mile or Under therefrom, till the debt be Satisfied or the Court take further Order herein.

County Prison

Robert Taylor plte } The plţes Suit being for 1000l Tob: &
John Hambleton deft } Cask ꝑ Bill and 653 ꝑ Accompt. And the defendt towards Satisfaction thereof produceing an Accompt of 1063l of Tob: & Caske upon due Consideration of their demands on both Sides It is Ordered that the defendt doe pay unto the Complt five hundred pounds of Tobacco & Caske in full discharge of the Bill and all Accompts betwixt the Said parties with Court Charges The Bill being Now delivered Up an Cancelled

Secr 70. 12 April 1654. Execucōn ad Satisfaciend: Con p. 576
Estate deft

Robert Taylor plte } Upon Reading of an Order of the third
John Hambleton deft } of March last whereby the plţe was to make Stoppage of the defendants Goods in his possession &c. It is Now ordered by Consent of both parties that the defendt putting in Security to appeare the Next Court to Answer unto what Shall be then Charged against him by the plţe touching the plţes Servant alledged to be with Child, the plantiffe is to

Liber B. deliver unto the defendant his Said Goods in that Order Mentioned.

Robert Taylor plte
Henry Ketchmey & ux defts } The defendants refusing to appear (as is informed) after Severall Referrences & Warrants Served on them for that purpose, It is Ordered that a Speciall Warrant be directed to the Sheriffe to bring them to the Next Court

Upon the Mocōn of mr John Hamond Attorney on the behalf of Mary the wife of Robert Taylor and upon reading of an Order of the fourth of March last made in this Cause None appearing this Court to prosecute against the Said Mary Taylor as by that Order is directed, It is Ordered that the Matter depending against her in that Order Mencōned be Clearly dismissed out of this Court, And She left at Liberty to prosecute her Accusers therein if She See Cause as by the Said former Order is directed.

Capt John Barriffe plte
Lt Willm Lewis deft } The defendt Lt William Lewis acknowledgeth a Judgment to the plantiffe Capt John Barriffe of Eight hundred and tenne pounds of Tobacco and Caske remaining due upon a Bill of Eleven hundred pounds of Tobacco dated the 4th of July 1652 (now delivered up and Cancelled) and of 130l of Tobacco p Accompt there being 410l Tob: formerly paid thereof as appears by a Receipt under the pltes hand upon the back of the Bill, But in respect of the pltes Neglect to prosecute the defts appearing upon an Arrest (though he left the Bill with mr Edward Packer who alledged he had not any power to Sue as his Attorney) he the Complte is to pay the ffees of the Warrant Arrest and his Order

mr Henry Coursey & al Co
mr Thomas Daynes deft } The hearing of this Cause is respited by the plantiffes Consent till the Next Court

p. 577 Devereux Goodwyn p Attorn plte
mr Lawr Starkey p Attorn defendt } The hearing of this Cause is respited till the Next Court. And both parties are then to attend peremptorily

Richard True this day confesseth a Judgmt in open Court to mr Thomas Hatton Secretary for Three hundred & fifty pounds of Tobacco & Caske being in full of Eleven hundred and fifty pounds of Tobacco & Caske assigned to the Said mr Hatton by Lt Nicholas Gwyther and due to the Said Gwyther upon Bill for a Boate which the Said True bought of him and William Boreman

John Dandy plte
Edward Claxton by
Marks Pheypo deft

The Compltes Suit being for 465l Tob: due upon Bill to Lt Nicholas Gwyther who hath assigned the debt to the plte and one hundred and forty pounds of Tobacco due upon Michael Baisey's Accompt to the plte which the defendt Undertooke to pay and forty pounds of Tob: upon the pltes own Accompt, Upon the mocōn of Marks Pheypo informing that the defendant by reason of Some Sickness or Impediment was not able to Come to the Court, It is ordered that the hearing be respited till the next Court, And if the defendt doe not then Appeare, the Court will then give the plte reliefe upon his Demand. Liber B.

Mr John Hamond plte
mr Cuthbt ffenwick deft

The hearing of this Cause is respited till the next Court, as touching the Goods Mentioned in an Order of the 4th of March last to be delivered by the defendant to William Warman

Know all men by these presents that I George Ketchmey of Virginia doe institute, Ordaine and make my Loving friend mr Richard More of Putuxent my true and Lawfull Attorney for me and in my Name to receive & pay to arrest plead & imprison to release & quitt & discharge for me and in my Name in as ample Manner and as far forth as if I were in presence, as Wittness my hand and Seale the 9th of November 1653

Wittness. Thomas Buckston — George Catchmey
Daniell × Ellesmore

To the Hōnble the Governour and Counsell p. 578
The Humble Peticōn of Rich: More Attorney to George Catchmey

Sheweth.

Whereas there was an Attachmt issued out formerly at the request of Robert Brooke Esq upon pretence of Damage which Attachmt was Void in October last and the Said mr Brooke Never Made any Damage appeare. Now yor Petitionr humbly Craveth that according to Order the Attachmt may be Void whereby yor Peticonr may be at Liberty to Call Henry Catchmey to an Accompt concerning the Timber, and that yor Honrs will be pleased to allow me my Charge and trouble in attending these two Courts. And your Peticonr Shall Ever pray

Robert Brooke Esq plte
George Ketchmey p Rich: Moor his Attorney defendt

Upon the Petition of the defendants Attorney and reading of an Order of the 9th of June last made in this Cause whereby the Attachmt in that Order Mentioned was to Stand

Liber B. in force till October Court then Next, the plte having not Since appeared to make Good his Claime by that Order. It is therefore Now Ordered that the Attachm[t] be Void and the Petition[r] left at Liberty to prosecute the other defend[t] Henry Catchmey according to his desire in his Peticon, if he See Cause

April 6. 1654. Be it knowne unto all men by these presents that I William Boreman of the Province of Maryland Gent doe Constitute and appoint my well beloved freind Richard Hotchkeyes of the Said Province gent to be my true and Lawfull Attorney in all Suits depending, and doe allow ratifie and Confirme in as full power as Attorneys ought to have or be, As Wittness my hand the day and year above written.
Test Robert Guest William Boreman

Loving ffriend Henry ffox Let me desire you to be my Attorney ag[t] William Boreman for I am arrested at his Suit which I never had any dealing with him for the Value of 1[l] of Tob: but what I have made him Satisfaction, therefore if you please to do me this favour These are to Authorize you as My Lawfull Attorney to Answer for me or any other you Shall appoint in my Name, as Wittness my hand this 30[th] of March 1654.
Wittness John Metcalfe the marke of Tho: Baker

Willm Boreman p Nich: Hotchkyes Attorn
Tho: Baker p Henry ffox Attorn defendt } The plte by his Attorney Sueing for 100[l] of Tobacco for a pair of brass Shott Moulds, The defendants Attorney denying the debt, The pltes Attorney desired that the testimony of m[r] Nicholas Gwyther Might be taken, who being Sworne in open Court deposed as followeth viz: m[r] Nicholas
p. 579 Gwyther Maketh oath that about two years Since he being then Sheriffe the plantiffe desired him to demand of the defendant 100[l] of Tobacco as due to him for the Said Shott Moulds, And that upon his this Deponents demand thereof, the defend[t] acknowledged the Same to be due to the plte but did not then nor hath Since paid the Same Soe far as this Depon[t] knowes. And the defendants Attorney thereupon requiring to have the pltes Oath, whether he had received the Same or Not. It is thereupon Ordered that the hearing be respited till the Next Court, and then upon the pltes Oath taken therein the Court will then proceed to give him reliefe as there Shall be Cause.

John Wakefield appointeth Robert Richins his Attorney in the Cause wherein he is arrested at the Suit of Hubart Paty to Answer at this Court.

Hubart Paty plte
John Wakefield deft
p Attorn

The plte is Nonsuited for want of prosecution and is ordered to pay twenty pounds of Tob: to the defendt for his trouble in attending this Court with Court Charges Liber B.

Upon the Mocon of Thomas Connery being Summoned for a Wittness on the behalf of Hubart Paty against John Wakefield attending two days and Paty not appearing, It is ordered that Connery be allowed by Patty forty pounds of Tobacco for his trouble and Charge therein

mr Phillip Land plte
Admr John Stringer deft

The pltes Suit being for 502l of Tob: and Caske due to him out of the decedents Estate p Bill dated 23 January 1652. And mr Edward Packer the Administrator now present and not objecting any thing against it, It is ordered that the plte be paid out of the decedents Estate the Said five hundred and two pounds of Tobacco and Caske the Bill being now delivered up and Cancelled.

Upon the Motion of Henry Pountney attending upon Summons to be Examined on the behalf of Richard Ware at the Suit of Capt Tho: Cornwalleys. It is Ordered that he be allowed by Ware Twenty five pounds of Tobacco for his attendance for one day

Upon the Motion of mr Nicholas Gwyther, It is Ordered that the Attachmt laid upon the Estate of George Roper at his Suit for 700l of Tobacco and Caske doe Stand in force till the Next Court and the Said Gwyther is in the Meanetime to Endeavour to give Notice thereof to Ropers widdowe that defence may be made therein if She See Cause, and the Said Gwyther then Clearing his demand to the Court Such releife will be given as Shall be thought fitt p. 580

mr William Eltonhead plte
Richard True defendant

The defendant now appearing and the plte not attending the hearing of this Cause, is respited till the next Court

Upon the Motion of John Medley for an Allowance in respect of the great Charge he hath and is like to be at in keeping mr Robert Greene, It is ordered that the Busieness be referred to the Consideration of the next Assembly the allowance May be made by publick Levy for his Satisfaction therein

Walter Beane plte
John Dandy defendt

The pltes Suit being for 1835l of Tob: & Caske p Bill & Accompt, which the defendt Saith he hath Satisfied

Liber B. Upon the defendants Motion, It is Ordered that if the defend[t] at the Next Court doe not make proofe of Satisfaction, the Court will then proceed to give the Compl[t] reliefe as Shall be fitt.

Robert Richins plte / William Turner deft — It is Ordered with the defendants Consent that the defendant Shall detaine in his hands what Tobaccoe or other Goods, is any ways due from Robert Warren to him to be answerable to the pl[t]es Claime from Warren in October Court Next.

Thomas Connery plte / m[r] Henry Hooper deft — The hearing of this Cause is respited till the next Court, and both parties are then to attend

Tho: Batchelor plte / Cloves Mace defend[t] — The hearing of this is respited till the next Court and both parties are then to attend.

Know all men by these presents that I Richard Lloyd of S[t] Clements hundred planter doe Constitute and appoint m[r] William Johnson of S[t] Clements hundred afores[d] my Lawfull Attorney in a Case depending in this wor[ll] Court between me and m[r] Paul Sympson and Shall Stand to the Award &c of the Said Court in Order to the Said Controversy In wittness whereof I have Sett my hand this 21[th] of November 1653.

The mark of Richard LLoyd

Paul Sympson plte Richard LLoyd p Wm Johnson his Atton deft — Upon the Defendants Mocōn by his Attorney informing that he had attended two Courts upon an Arrest at the pl[t]es Suit, And the pl[t]e Nor any for him appearing to prosecute, It is
p. 581 Ordered that the plantiffe be Nonsuited for want of prosecution and to pay two hundred pounds of Tobacco and Caske to the defendant in Respect of his trouble and Charge incurred upon this occasion And the Compl[t] is also to pay all Court Charges.

The Court rising the Governour Appointed the Next Provinciall Court to be held at S[t] Maries the three and twentieth day of May Next.

William Stephens of Putuxent his Mark for Cattell and hogs Viz. The uper part of the right Eare, and the under part of the Left Eare Cutt away.

John Stephens Son of the Said William Stephens his Mark for Cattell and hogs viz: his fathers Marks as above distinguished onely with a hole on the left Eare

The Deposition of John Wheatley aged about 49^{ty} yeares Sworne & Examined this 18th day of Aprill Anno Dni 1654 Saith. Liber B.

That about twelve years Since this Deponent and one Thomas Harrison Came together in the Same Ship into this Province with Thomas Cornwallies Esq out of England he the Said Harrison being Covenant or Apprentice Servant to the Said Cap^{t} Cornwallies at his arrivall here in this Province of Maryland and upon the Voyage professed himself to be a Cooper, but after his arrivall here did not appeare So to be for ought this Deponent Ever heard, And that for the first year he was hired out to one Randoll Revell a Cooper and at the Expiration of that year returned to the Said Cap^{t} Cornwallies Service, where he remained till he the Said Cap^{t} Cornwallis returned for England, and was by him left in the Charge and Custody of m^{r} Cuthbt ffenwick together with the rest of his Servants, where he remained untill the arrivall of Richard Ingle Marriner in this Province in or about ffebruary Ao 1644 at or about which time the Said Harrison (as appeared) departed from the Said Cap^{t} Cornwallies his Service and was Entertained by the Said Ingle aboard his Ship, this Depon^{t} being then and there detained as prisoner, And this Deponent hath been Credibly informed that the Said Harrison did Ioyne p. 582 With the Said Ingle and his Complices in the plundering of his Said Masters house, And this Deponent further Saith that he Never knew nor heard that the Said Harrison ever after returned to the Said Cap^{t} Cornwallyes his Service, or Ever after offered his Service either to him the Said Cap^{t} Cornwallis or to the Said m^{r} Cuthbert ffenwick his Attorney, neither did he this deponent ever know or heard that the Said Cap^{t} Cornwallyes or m^{r} ffenwick ever gave him the Said Harrison any leave to depart from his Said Service, This Deponent at the time of the Said plunder and before living at the Said Cap^{t} Cornwallyes his house, being then or before his Covenant Servant, And this Depon^{t} believeth that the Said Harrison upon his first arrivall here was to be Servant to the Said Cap^{t} Cornwallis for the term of five Years for that not long after his the Said Cap^{t} Cornwallis Said Departure for England, the Said Harrison in this Depon^{ts} hearing Seemed to be much troubled for that (as he Said) the Said m^{r} ffenwick had told him that he Came in a Servant for five years, when he thought that his time had been but for four Years, All which herein before Expressed or the Same in Effect this Depon^{t} averreth upon his oath to be true, And further Saith Not.

Jurat die & Anno Supra dict Coram Nob: William Stone
Tho: Hatton

Liber B.

The Deposition of Cuthbt ffenwick Gent aged 40 years or thereabouts Sworn & Examined, Saith

That he very well knoweth Thomas Harrison who arrived in Maryland with Thomas Cornwallis Esq in or about December 1641 as Servant to the Said Tho: Cornwallis being as this Depon^{t} hath often heard bought by the Said Tho: Cornwallies of Richard Ingle Marriner master of the Ship wherein both the Said parties Came out of England, being by profession a Cooper, but at his arrivall in Maryland did not appeare a Workman for that Trade and was thereupon hired out by the Said Thomas Cornwallis to Randoll Revell Cooper for one Year, and then returned to the Service of the Said Tho: Cornwallis where he remained at the Departure of the Said Tho: Cornwallis againe for England, and was with the rest of the
p. 583 Servants left by the Said Tho: Cornwallis in the Charge and Custody of this Depon^{t}, and was imployed by him untill the arrivall of the foresaid Richard Ingle in Maryland in or about ffebruary 1644 at which time the Said Harrison departed from the house of the Said Tho: Cornwallis, and the Service of his Said Master, and tooke up Armes in the Assistance of the Said Ingle and his Associates for for the plundering of the Province of Maryland without the Leave or approbation of this Deponent being then the Attorney of the Said Thomas Cornwallis, whose house was then also plundered, And the Said Harrison being one of the plunderers, where the Indenture of the Said Harrison was taken away, being to the best of this Deponents remembrance and as he Verily believeth for five years, after which time the Said Harrison Never returned to this Depon^{t} nor to his Service, nor was Ever freed or discharged by this Depon^{t} nor Seen by this Depon^{t} before he departed this Province that he Can remember but when he Came in Armes to Assist the Associates of the Said Ingle for the plundering of his S^{d} Masters house And that during the time of the Said plundering he had not in the house of the Said Tho: Cornwallis any of his Servants Except Negros and one Richard Harvy a Taylor all the rest being either prisoners with Ingle, fled to the Governour or in Armes as Associates to the Said Ingle, and that therefore the Deposition of one George Meredith is false and untrue All this or the Same in Effect this Deponent averreth to be true And further Saith Not.

Jurat 18 April 1654. Coram Nob: William Stone
Tho: Hatton

The Deposition of Cuthbt ffenwick Gent aged 40 years or thereabouts Sworne and Examined Saith

That being the Attorney of Tho: Cornwallis Esq when he went for England in or about the year 1643. he very well

knoweth of a Note or Bill under the hand of Argall yardley Esq Liber B.
for the paym^t^ of 1200^l^ weight of Tob: and Caske unto Thomas
Cornwallis Esq or his Assigns for the use of m^r^ John Pile
which was left in the hands of Cap^t^ William Stone now Gov-
ernour of this Province to receive of the Said Argall Yardley
which Said Note or Bill was afterwards returned as unpaid by p. 584
the Said William Stone to this Depon^t^ and taken from him by
Richard Ingle or his Associates in the plundering of a Pinnace
wherein this Depon^t^ was then goeing to Accomack with his
Clothes and divers other papers Since which time this Depon^t^
demanded the Said Tobacco of the Said Argall Yardley and
he Confessed the debt and promised this Deponent Satisfacōn
in Goods at the arrivall of a Dutch Ship which he then Ex-
pected Whereupon this Depon^t^ delivered the Said m^r^ Pile his
Bill which he had alsoe in his Custody for Security of the Said
debt But never after received any Satisfaction of the Said
Argall Yardley for the Said debt. But when he after pressed
the Said Argall Yardley for it he Answered that he had paid
it to m^r^ Pile, And gave this Depon^t^ a Note Under his hand to
that purpose, which the Said m^r^ Pile Denyed and refused to
Satisfie.

Jurat 18 die April 1654 Coram Nob: W^m^ Stone
Tho: Hatton

The Deposition of Cuthbt ffenwick gent aged 40 yeares
or thereabouts Sworne & Examined Saith

That having a Bill of Cap^t^ Giles Brents to one James Cauther
for 2500^l^ of Tob: assigned to him from ffrancis Gray Executor
of the Said Cauther for Soe Much due to Thomas Cornwallis
Esq which Said Bill was forced from this Depon^t^ upon Com-
plaint of the Said Giles Brent for unjust Molestation in or
about the Year 1648 being not then Sued or Molested by this
Depon^t^ for the the Said Bill, which he having received upon
Condition to accept it as payment or Returne the Bill was
thereupon forced to discharge Soe Much of the Said Gray his
debt, and Never received any Satisfaction from the Said Giles
Brent for the Said Bill to the best of this Deponents knowl-
edge

Jurat 18 die April 1654 Coram Nob: Willm Stone
Tho: Hatton

Receipts or acquittances appointed to be put upon
Record by Order of Court of the tenth of March last
made upon the Motion of m^r^ Thomas Hatton his Ldps
Attorney Generall upon his Acc^t^ concerning the Dutch
Custom And are as followeth viz.

23° die Decembr 1651. Received by me Thomas Copley p. 585
Esq of m^r^ Thomas Hatton his Ldps Attorney Generall four

Liber B. hundred Seventy and two pounds of Tobacco and Caske in part of paym[t] of the Tobacco allowed me out of the Dutch Custome by Vertue of the Act of Assembly in that behalfe of the 21[th] of Aprill 1649. Witness my hand the day and year abovesaid

In the presence of — Tho: Copley
Raph Crouch

Received by me M[rs] Margarett Brent of m[r] Thomas Hatton his Ldps Attorney Generall three hundred and Ninety pounds of Tobacco being the remainder of 510[l] Tobacco allowed to me as Assignee of Stephen Salmon by Virtue of the Act for defraying the Charge of S[t] Inegoes Garrison being in full of my demand in that particular I Say received. Witness my hand this first day of October 1651. by me:

Marg: Brent

In the presence of
Giles Brent
Jn[o] Rookewood

Received by me Stanhop Roberts three hundred and Ninety pounds of Tob: and Caske in part of five hundred and tenn pounds of Tobacco allowed to me out of half the Dutch Custom according to the Act of Assembly in that behalf I Say received of m[r] Thomas Hatton his Ldps Attorney Generall 390[l] of Tobacco and Caske as aforesaid As Witness my hand this 4[th] of June 1652. by me

In the presence of — the Mark of
Henry Coursey. — Stanhop × Roberts

Received by me Marks Pheypo of m[r] Hatton his Ldps Attorney Generall Eleven hundred and Eleven pounds of Tobacco and Caske in part of Eighteen hundred pounds of Tobacco allowed to Nicholas Keeting and my Self out of half the Dutch Custom by Vertue of the Act of Assembly in that behalf of the 21[th] April 1649. I Say received as Witness my hand this 27[th] day of September 1651

Witness James Lendshy — Marks Pheypo

Received by me Nicholas Keeting of m[r] Thomas Hatton his Ldps Attorney Generall Seven hundred fifty and five pounds
p. 586 of Tobacco and Caske in part of what was allowed to my Self and Marks Pheypo out of half the Dutch Custome by Vertue of the Act of Assembly in that behalf of the 21[th] of Aprill 1649 As Witness my hand this 4[th] day of November 1651

In the presence of — Nicholas Keeting
Tho: James — his Marke
Nicholas Gwyther

Received by me John Villane of m^r^ Thomas Hatton his Ldps Attorney Generall four hundred pounds of Tobacco in Caske in part of 1300^l^ Tobacco due to me out of the Custom according to the Act of Assembly in that behalf. Wittness my hand this 26^th^ day of November 1650. Liber B.

Wittness — the marke of
Nicholas Gwither — John Villane

Received of m^r^ Thomas Hatton his Ldps Attorney Generall four hundred pounds of Tobacco and Caske being the remainder of Six hundred pounds of Tobacco allowed unto me out of the Dutch Custom by vertue of the Act of Assembly in that behalf and is in full of the Said debt of which I doe hereby acknowledge my Self fully Satisfied, and Say received this 7^th^ of June 1651

As Wittness my hand. — Henry Adames
Wittness Jn^o^ × Buttery
his mark

Received by me William Smoote of m^r^ Thomas Hatton his Ldps Attorney Generall Eight hundred pounds of Tob. and Caske in full discharge of So much due and allowed to me out of half the Dutch Custome by Virtue of an Act of Assembly in that behalfe of the 21^th^ of Aprill 1649 I Say received As Wittness my hand this 20^th^ day of June Anno Dni 1651 by me.

Wittness John Lawson — W^m^ Smoote

Received by me Katheren Hebden of m^r^ Thomas Hatton his Ldps Attorney Generall three hundred Sixty five pounds of Tobacco and Caske in full discharge of Soe much due and allowed to me out of half the Dutch Custome in right of Thomas Paine a ffort Soldier deceased by Vertue of an Act of Assembly in that behalf of the 21^th^ of Aprill 1649 I Say received as Wittness my hand this 30^th^ day of Aug^t^ 1651 by me

Wittness the mark of — Katherin Hebden
Tho: × White

Received by me Nicholas Gwither of m^r^ Thomas Hatton his Ldps Attorney Generall two hundred and fifty pounds of Tob^o^ and Caske allowed unto me out of half the Dutch Custome by Virtue of the Acte of Assembly in that behalf of the 21^th^ day of Aprill 1649 I Say received As Wittness my hand this 15^th^ day of October. 1651 p. 587

In the presence of — Nicholas Gwither
William Smith

Liber B. Received by us Henry Adams and James Langworth feoffees in trust of the Estate of Thomas Green Esq deceased of Thomas Hatton Gent his Ldps Attorney Generall Seven hundred thirty two pounds of Tobaccoe and Caske in part of what remains due to the Estate of the Said m^r^ Greene out of the Dutch Custome by Virtue of an Act of Assembly in that behalf of the 21^th^ of Aprill 1649 being one Thousand twenty and two pounds of Tob: & Caske according to allowance we Say received Seven hundred thirty and two pounds of Tobacco and Caske, as Wittness our hands this 18^th^ day of October 1651

In the presence of — James Langworth
the marke of — Henry Adams
John IM Mansell

Received by me John Jarbo of Tho Hatton Gent his Ldps Attorney Generall five hundred Seventy five pounds of Tobacco and Caske in part of what was allowed to me out of half the Dutch Custome either as Atturney for Bartram Obert or otherwise by Vertue of the Act of Assembly in that behalf of the 21^th^ of Aprill 1649. I Say received received as Wittness my hand this 21^th^ of November 1651

In the presence of — Jn° Jarbo
John Pille

Received by me John Dandy of m^r^ Thomas Hatton his Ldps Attorney Generall four hundred pounds of Tobacco and Caske in part of Nine hundred pound of Tobacco and Caske allowed to me out of half the Dutch Custome by Virtue of the Act of Assembly in that behalf of the 21^th^ of Aprill 1649 Wittness my hand this 21^th^ of November 1651.

John Dandyes A Marke

In the presence of
Patrick fforrest

p. 588 Received by me Richard Willan of m^r^ Thomas Hatton his Ldps Attorney Generall Two hundred and Eighty pounds of Tobacco and Caske remaining Due to me of four hundred pounds Tobacco allowed to me out of half the Dutch Customes according to the Act of Assembly of the 21^th^ of Aprill 1649 And is in full discharge of the Said four hundred pounds of Tobacco and Caske Wittness my hand this Eight day of January 1651

In the Presence of — Richard Willan
Nicholas Gwither

Received by me Henry Pountney of m^r^ Thomas Hatton his Ldps Attorney Generall Six hundred pounds of Tobacco and

Caske in full discharge of Soe Much allowed unto me out of Liber B.
half the Dutch Custome by Virtue of the Act of Assembly in
that behalf of the 21th of Aprill of the 1649. Wittness my
hand this 15th day of January 1651. the Marke of
In the presence of Henry I Pountney
the mark of
John × Halfhead

Received by me Raph Crouch gent. Administrator of Henry Hooper of Thomas Hatton Gent his Ldps Attorney Generall Two hundred and twenty pounds of Tobacco and Caske in part of what was allowed me as Administror aforesaid out of halfe the Dutch Custome by Virtue of the Act of Assembly for defraying the Charges of St Inegoes Garrison I Say received this 12th of ffebruary 1651 by me Raphe Crouche
In the presence of
Phillip Land

Received by me Lt William Lewis of mr Thomas Hatton his Ldps Attorney Generall three hundred pounds of Tobacco and Caske in part of what was allowed to me out of half the Dutch Custome by Virtue of the Acte of Assembly in that behalfe Wittness my hand this 4th day of July 1652. William Lewes
William Nugent

Received by me Cuthbt ffenwick gent of mr Thomas Hatton his Ldps Attorney Generall four hundred and fifty pounds of Tobacco and Caske in part of what was allowed to me out of half the Dutch Custome by Vertue of the Act of Assembly in that behalf. Wittness my hand this 9th of July 1652
Cuthbt ffenwick
Im the presence of

1° Maij, John Martin a heifer which he had of Thomas p. 589
Harris in his Life time Marked as followeth Viz. Swallow tayled on the Right Eare and a hole, on the Left Eare Slitt down and a piece taken away with it a Nick behind the left Eare the Colour of the heifer is brown and a Browne Nose and her Eares the Inside Brown.

23 May. Francis the Sonn of mr ffrancis Brookes the Elder and Ann his Late wife deceased his Marke for Cattle and hogs viz. Cropt on both Eares, and the right Eare Slitt in the Middle of the Crop down to the Root, and the left Eare a hole in the Crop.

28 April 1654. John Ashcomb of Putuxent his Mark for Cattell and hogs viz. two Slitts on the left Eare makeing the Same as a flower de Luce and one Slitt on the right Eare.

Liber B. At a Court held at S[t] Maries the 28[th] of Aprill 1654 } Present { The Governour & Secretary

Mr ffrancis Brookes plte
Capt William Mitchell deft
et e Contra

Whereas by an Order Made in this Cause the Seventh day of June last, it was then Ordered that the hearing Should be respited till the first Court after Christmas then Next, and in default of a Security to be given in an Attachm[t] to issue out against the Estate of Cap[t] Mitchell as by the Said Order is directed, Now upon the Motion of the Complt m[r] ffrancis Brookes informing that he hath by this Shipping received Some Testimony out of England for the better Clearing of the Cause Upon the hearing, and that Cap[t] Mitchell is not yet arrived, nor his Comeing to be expected this Yeare (the hearing being formerly referred in expectation of his arrivall and the Said proofe) and that Security is not given in according to the aforesaid Order, It is therefore Now Ordered that the Said former Order of 7° Junij last doe Stand revived and the hearing to be at the Next Provinciall Court to be held the 23[th] of May next, And in respect Security is not given in and Recorded according to that Order as the Secretary doth Now Certify, An Attachm[t] is to issue out against Cap[t] Mitchells Estate to the value of 2500[l] Tob: & Caske to be Answerable Upon the hearing the 23[th] of May Next According to the Direction of the former Order

p. 590 29 April 1654. An Attachm[t] issued out against the Estate of Cap[t] William Mitchell at the Suit of m[r] ffrancis Brookes according to the direction of this Order.

p. 591 24 May. Tho: Cornwallis Esq. demandeth three hundred pounds of Tobacco and Caske as due to him out of the Estate of Ffrancis Poesey deceased.

This Bill bindeth me John Modley of Newtowne in the Province of Maryland, my Executors Administrators and Assignes to pay or Cause to be paid unto Paul Simpson Gent his heirs Executors, Administrators or Assignes the Sume of Eight thousand pounds of good Sound Merchantable Tobacco and Caske at or upon the 20[th] day of November which Shall be in Anno Dni 1654 at Newtowne aforesaid. Wittness my hand the 7[th] of Novemb. Anno 1653

Wittness hereof — the mark of
John Thimbleby — John × Medley
Robert Greene

Indorse ejusdem

I doe assigne all my right, Title and Interest of this Bill within written unto Tho: Willford gent for a Valuable

Consideration receed. Wittness my hand the 8th of Novemb: 1653. Liber B.
Paul Sympson
Wittness hereof
Richard Cole
Robert Greene

This Bill bindeth John Stringar my heires and Assigns to pay or Cause to be paid unto John Biskoe his heirs or Assignes the full and Just Sume of three hundred thirty four pounds of Good Sound Merchantable Tobacco and Caske to be paid upon all demands after the tenth of November Next Ensueing the Date hereof, As Wittness my hand the 19th of May 1653 for two pr of Stockings Seventy
pounds.
Wittness
John Stringer
Tho Bennett
Marke Bloomefeild

These presents Testify that I John Biscoe doe assigne all my right and Title of this Bill over unto Walter Waterline Wittness my hand this 25th of April 1654.
mark
Wittness. Wm Osbesto
John × Biscoe

I Edward Cole doe hereby Convey and assigne all my right p. 592
and Interest of the within Mencōned Land and Pattent unto Robert Dougles, as Wittness my hand this 24th of May 1654
the mark of
Test Henry Coursey
Edward ⊏ Coles

May 24. 1654. I John Hallowes gent doe hereby acquitt release and Discharge Thomas Cager from all Actions, Bills, Accompts and Controversies whatsoever from the beginning of the world to this present day. Wittness my hand
John Hallowes
Signed &c testor Willm Bretton

These presents, Wittnesseth that I John Allen for Some Considerations me thereunto Moving doe firmly by these presents bind my Self to Send or Cause to be Sent unto George Mee unto his plantacōn upon St Jeroms in Maryland one man Servant bound for four Years to Serve the Said Geo: Mee in all Such imployments as he the Said George Mee Shall Imploy him in, And I the Said John doe further bind my Self to Send or Cause to be Sent, unto the Said George Mee one Cloth Suit of apparrell for a man Servant that now is with him resident.

Liber B. In Wittness whereof I have hereunto Sett my hand this 28th day of Aprill Anno Domini 1652
Signed and Delivered in the p[r]sence of John Allen
William Hawley
the mark of
Will[m] O Eddee

30 Maij. Know all men by these presents that I William Whittle of Maryland planter for and in Consideration of a Debt of two thousand weight of Sound and Good leafe Tobacco and Caske due unto Thomas Cornwallis of the Same Province Esq have Bargained Sold Assigned and sett over and by these presents doth bargaine Sell Assigne and Sett over unto the Said Thomas Cornwallyes his heires or Assignes All Such Tobacco as Shall be made or produced out of the Labour and Industry of the Said Whittle and his Servants this present Yeare. to be delivered unto the Said Thomas Cornwallis or his Assignes upon Demand when it is housed, and after to be
p. 593 Struck Casked and Packt into Good hogsheads by by the Said Whittle and his Servants Alwayes Provided that if the Said Crop when it is Soe Casked Shall amount unto more then the Said Sume of two thousand, whereof one hogshead is to be packed without ground leaves, the Overplus Shall be and remaine to the use and dispose of the Said Whittle his heirs and Assigns. In Wittness Whereof he hath hereunto Sett his hand this 12th of Aprill 1654 mark
mark Willm × Whittle
Teste Cloves c. Mace
Richard Hotchkeys

30 Maij Wittnesseth these presents that I Henry ffox doe confesse & acknowledg that I have received Satisfaction of Thomas Cornwallis for all the Judgm[ts] and Bills hereunder written viz. A Judgm[t] against William Johnson and Luke Gardiner and the Estate of Cap[t] Willm Mitchell for three thousand Eight hundred and fifty Pounds of Tobacco and Caske. A Judgm[t] against ffrancis Poesey for Nine hundred pounds of Tobacco and Caske. A Judgm[t] against Thomas Batchellor, Tob: & Caske Six hundred and fifteen. A Bill of John Waughop for Tob: & Caske Six hundred and Eighty. A Bill of Richard ffoster and Accompt of Thomas Jackson four hundred. A Bill and Accompt of Jn[o] Coleman's Two hundred and twenty. All which Judgm[ts] Bills and Acc[ts] I doe by these presents assigne and Sett over unto the Said Thomas Cornwallis and his Assigns, Giving and by these presents Granting unto the Said Thomas Cornwallis or his Assignes full power, and Authority for me and in my Name to confesse and acknowl-

edge Satisfaction upon the Said Judgments when they are paid Liber B.
and to give up or discharge the Said Bills and Accompts
without being Accomptable to me the Said Henry ffox my
heirs or Assignes, further binding my Self my heirs Executors
And Assignes in double the Sumes Specified to make Good
and Maintaine the Said Judgm^ts^ Bills and Accompts to be
Justly due to me the Said Henry ffox and that I neither have
aliened, assigned, nor Sett over the Same before to any nor
taken any Satisfaction for the Same of any of the Said Severall
parties or any for them, nor will not hereafter do it But upon
any further Dealing with the Said parties will Declare and
Confesse this Assignm^t^ to them. Wittness my hand this 27^th^
of may 1654.
Test. Richard Hothkeys mark
W Sinclair. Henry H ffoxe

Know all men that it may or Shall concerne that I Andrew p. 594
Painter of London Marriner doe acknowledge to have received
from Walter Waterling one hogshead of Tobacco in part of
paym^t^ for one Man Servant to be delivered to the Said Walter
Waterling or his Assigns in or upon the first day of January
Next and this Servant is to be between Sixteen and one and
twenty years of age. And then the Said Walter Waterling or
his Assigns is to pay unto Andrew Painter or his Assignes the
Sum̄e of Eight hundred pounds of good Tobacco and Caske,
And for the performance of this I Andrew Painter doe here-
unto Sett my hand this thirteenth day of ffebruary 1650
his mark Andrew Painter
Test John × Bisco, W^m^ Osbaston
Postscript. Andrew Painter the hhd weighs 400 weight
neate this Yeare.

May 14^th^ Anno 1654. Virginia
The Deposition of C Thomas Burbage taken by L^t^
Coll Cornelius LLoyd Saith

That neither he this Depon^t^ nor any other by his Order
received any part or parcell of 2000^l^ of Tob: & Caske due to
this depon^t^ from m^r^ Thomas Gerrard of Maryland, the Said
Sume being due to this Depon^t^ to the best of his remembrance
eight years being very conscious that he is damnified by the
non paym^t^ of the Said Sum̄e being Soe Long due 1600^l^ Tob:
which Sum̄e with the principall this depon^t^ humbly desireth
that the Honourable Governour and Council of the Province
of Maryland will be pleased to allow him, or what Sum̄e their
Judgm^ts^ Shall think requisite. And further Saith not.
Jurat Coram nos Tho: Burbage
Cornelius LLoyd, Wiłłm Daines

Liber B. Know all men by these presents that I John Crabtree doe make, Ordaine Constitute and appoint my well-beloved friend Phillip Land my true and Lawfull Attorney for me and in my Name to ask receive all debts and dues of what Nature Soever due unto me whether by Bill or Covenant or for work done, And upon Satisfaction given to my Said Attorney Acquittances Releases or what else is needfull and necessary to be done in the premisses, I give full power and Authority as if I my Self were personally present, And upon refusall made by any person or persons whatsoever to give Satisfaction unto my Said
p. 595 Attorney. I doe by these presents give full power unto my Attorney to Arrest, implead Imprison any person whatsoever in as full Ample Manner as if I were present as Witness my hand this 7th of June 1654.

p. 596 23 Maij. Mr Nathaniell Pope, by William Johnson his attorney demandeth Six hundred and Sixty pounds of Tobacco & Caske out of the Estate of ffrancis Posey deceased.

At a Court held at St Maries
23 Maij Anno Domini 1654

Present { The Governour Capt Price, the Secretary and mr Clarke

Tho Cornwalleys Esqr plte
Nicholas John & Peter Miles defenants
} The Compltes Suit being for Eight thousand pounds of Tobacco and Caske due by Bill And the defendants acknowledging the debt It is ordered that the defendts doe forthwith pay the same to the plte and the Bill or Speciallty to be Cancelled

John Norman plt
Edward Bowles deft
} Upō Reading of an order of the tenth of Aprill last, whereby the hearing of this cause was respited till this Court and the pltes Suit being for fifty Acres of Land and Corne Clothes &c according to the Custome of the Countrey in respect of his being Servant to the defendt To which the defendt denyed that any Corne or Clothes were due and produced the pltes Indenture whereby there was onely fifty Acres of Land to be allowed him, It is therefore Ordered that the defendt do allow to the plte fifty Acres of Land according to the Indenture, and the defendt with his owne Consent is Ordered to pay all Court Charges in this Suit

William Stone Esq plte
Capt Tho: Wilson deft
} It is ordered that an Attachmt issue out against the defendants Estate in the hands of Capt Cornwallis at the plte Suit for 900l of Tob: & Caske Attach: inde 24 Maij ret next Court after Serving thereof

Liber B.

The Same Court Continued 24 Maij
Present { The Governour, m^r Gerrard, Cap^t Price
the Secretary, m^r Chandler, m^r Clarke

The Deposition of Robert Hooper Servant to Jn^o Danby Sworne & Examined in open Court the 23^th of may 1654 Saith

That being Sent Sometime the last winter by his Said Master to Edward Claxton to know whether he were willing to pay a Certain quantity of Tobacco to this Depon^ts Said Master upon Michael Baisey's Accompt or to that purpose the Said Claxton Answered that he would willingly pay it him if he would gett a Note from Baisey for the paym^t thereof accordingly or to that purpose, And this Depon^t further Saith that at the Same time by his Said Masters appointment he Carried and delivered to the Said Claxton a Smoothing Iron, for which the Said Claxton then Said he would pay this Deponents Said Master or to that purpose, And further Saith Not. p. 597

Sworne in open Court ut Sup^a Tho: Hatton

The Deposition of John Bowcock aged 20^ty years or thereabouts taken in open Court this 24^th of May 1654 Saith

That Some time in ffebruary last as he remembreth he went along with his Master John Danby to the house of Nicholas Keeting where his Said Master met with Edward Claxton and his wife and told him that he had a Bill of his the Said Claxton, assigned over to him from Nicholas Gwither demanding of him if he were Content therewith and would Satisfie the Bill or debt of his Said Master, withall pulling the Bill out of his pockett and asked him if it were his Mark, To whom the Said Edward Claxton made Answer that he would pay it, And further desired this Said Deponents Master to Send him a hand to help him to Strike his Tobacco when it was a Season, And further he Saith not.

Sworne in open Court ut Sup^a Tho: Hatton

I Edward Claxton doe make my loving ffriend ffrancis Brookes my Lawfull Attorney in this Cause depending between me and John Danby as Witness my hand this 23^th of May 1654

The Mark of Edward Claxton

John Danby plte
Edward Claxton by ffr: Brookes his Attorn deft

The Compłts Suit being for 465^li of Tobacco & Caske due from the defend^t to Nicholas Gwither p Bill and assigned to the płte, and for 140^l of Tobacco upon the Accompt of Michael Baisey and for forty pounds of Tobacco upon the płtes own accompt being in the whole Six hundred forty and five

Liber B. pounds of Tobacco & Caske as also 20^{l} of Tobacco more in respect of the plt̄es Servants attending this Court upon Summons as a Wittness on the def^{ts} behalf, and the defendants Attorney makeing no objection It is by both parties consent Ordered that the defendant doe pay unto the plte by the tenth day of November next the whole Sum̄e of Six hundred Sixty five pounds of Tobacco and Caske with Court Charges, and
p. 598 in default thereof Execution is then to pass upon this Order, And the Bill is delivered up and Cancelled.

m^{r} Mathew Stone plt
Edw: Packer Adm^{r} of John Stringer deceased defend^{t} } The Comp^{lt} Sues for 287^{l} of Tobacco and Caske which he paid for and at the request of the decedent John Stringer he paid to Seabrant Derickson as appears by the Bill and Receipt thereupon, and Nothing being objected to the Contrary, It is ordered that the plantiffe be paid the Said Two hundred Eighty Seven pounds of Tobacco and Caske out of the decedents Estate if there be Assetts, The Bill and Receipt before Mentioned which are now Cancelled being as followeth here Upon Record.

This Bill bindeth me John Stringer of the County of Accomack Carpenter my heires Executors, Administ^{rs} to pay unto Seabrant Derrickson of Edam Merchant or to his Executors Administrators or Assignes the Sum̄e of 287^{l} of Tob: & Caske due to be paid the tenth day of November next after the date hereof Wittness my hand this Sixt day of May 1651

John Stringer

Wittness. Mathew Stone

Indors eiusdem

The 7th of ffebr 1652. Received of Mathew Stone in full of this Bill the Sum̄e of 287^{l} Tob: in Caske.

Seabrant Derrickson

M^{r} John Stringer and Namesake I would request you to make payment of that 741^{l} of Tob: & Caske due unto me by Bill unto my Brother Mathew Stone if you have not already paid it to m^{r} Eltonhead whom I gave order to receive it, You know it hath been Long due, therefore I hope now you will not faile to make me Satisfaction, I have Now Ordered my brother Mathew Stone to receive it from you, not doubting but you will be mindfull of him who was always

January 8. 1653 Yo^{r} ready friend John Stringer

John Stringer Chirurgeon p m^{r} Mathew Stone his Attorn plt
Edward Packer Adm^{r} of John Stringer Carpenter deced defend^{t} } The plt by his Said Attorney Sueing for 711^{l} of Tob: and Caske appearing to be due

from the decedent to the plt by Bill dated 12 ffebr 1650 & payable 10 No: then next, now produced, And no objection being made to the Contrary It is Ordered that the plt his Attorney or Assignes be paid the Said Seven hundred and Eleven pounds of Tobacco and Caske out of the decedents Estate if there be Assetts, And the Bill is delivered up and Cancelled. Liber B.

Devoreux Goodwy p Atton plt
Lawrence Starky Esq p Attorn defdt

This Cause having been respited the two last Courts and Comeing now to be heard the plte by his Attorney Sueing for 591l of Tob: & Caske which he claimeth to be due to him upon Accompt out of the Estate of Thomas Copley Esq deceased whose Successor the defendant is, And the plantiffes Attorney having as he Saith lost the pltes Attest to his Accompt aforesaid, It is Ordered that he produce the Same by the next Court till when the hearing is respited And both parties are then to Attend peremptorily. p. 599

Thomas Cornwallis Esq plt
John Tompkinson defendt

Upon reading of the Order of respite made in this Cause the last Court, And the defendts direction for the passing of a Judgmt upon Record, The plantiffe now produceing an Accompt of 849l of Tobacco and Caske as due to him from the defendt, and makeing Oath in open Court that the Same is a true and Just Accompt to the best of his knowledge and that the defendt nor any other hath not paid him the Said Eight hundred forty nine pounds of Tobacco and Caske or any part thereof, It is Ordered that the defendant doe forthwith make paymt thereof to the plte his Attorney or Assigns with Court Charges.

To the Hōnble William Stone Esq Governour &c
The Humble Petition of Walter Pakes

Sheweth

That in March Court last yor Petitionr Petitioned and thereby Commenced Suit agt John Hamond concerning the plantation which yor Petitionr Sold him, the Said mr Hamond alledging Certaine false pretences touching the Same, Wittnesses were ꝓduced and the busieness put to Arbitration with the Consent of both parties, But mr Hamond failing therein yor Petitioner Came down and intended to prosecute the Said former Suit the last Court Whereupon mr Hamond Came to your Petitionr assureing him that he would Stand to the Censure of both the Arbitrators formerly Named betwixt them passing bond unto yor Petitionr to that effect, Since which time he hath delayed your Petitioner not Suffering the Arbitrator on his part to meet and Come to the Arbitration of the Said Cause depending betwixt them Much to yor Petitionrs damage and hindrance

Liber B. p. 600

wch delay and unconscionable proceedings of the Said Hamond your Petitioner requesteth this Hōnble Court to Examine and relieve your Petitioner herein as according to equity & Conscience Shall Seem Expedient And he Shall Ever pray &c.

Walter Pakes plte
mr John Hamond deft

The Compltes Suit being for 4500l of Tobacco and Caske for which he Sold the defendant his plantation as by the pltes Petition preferred in March Court last appeare, the Cause having ever Since Stood in reference, The defendt by his Answer Saith that he did agree to pay 4500l of Tobacco & Caske for the Said Plantacon, And that towards Satisfaction thereof he paid mr Phillip Land Six hundred pounds of Tobacco and there remained due to him for a feather bed Sold the plte five hundred and that the plte remitted 2800l Tob: part thereof upon his the defendt entring into a Covenant to be his Attorney or Solicitor in the difference betwixt him and Paul Sympson, And that he gave the plte a Bill in January last for 600li of Tobacco and Caske being the Remainder of the Said debt, Whereupon the Complt (acknowledging the rest) denyed that he remitted the 2800l Tob: upon the defendants Entring into the Covenant aforesd which he Entred into gratis without Expectation of any Satisfaction for his pains therein as appears by the Same now produced, And the defendant being not now able to prove any remission of the Said 2800l Tobacco desired respite till the Next Court for his proofe therein, It is thereupon Ordered that the hearing be respited till the Next Court, And the Court will then upon the hearing (which is then to be pemptory) consider of fitting Satisfaction in respect of the delay mencōned in the pltes Peticōn this day Exhibited if there be Cause, All other differences now depending in Court betwixt the Said parties being by Consent on both Sides till then respited.

mr John Hamond plt
mr Cuthbt ffenwick deft

Upon reading of a former Order made in this Cause the 4th day of March last the Matter having Ever Since Stood in reference and both parties now attending forasmuch as the defendt hath not yet performed the direction of that Order as touching the proofe therein Mentioned, It is now ordered that the defendt do pay to the Complt three hundre and fifty pounds of Tobacco and Caske for the Carpett and other things Mencōned in that Order and in the pltes Peticōn then Exhibited to be detained from him by the defendt with Court Charges

Capt Henry ffleet by mr John Hallowes his Attorney plte
William Edwyn defendant

The plt by his Attorney Sues for 490l of Tobacco and Caske due by the defendt to one Thomas ffrancklyn

deceased as appeares by Bill Dated 12 ffebr 1643 payable the tenth of November then next The plantiffe being (as his Attorney alledgeth) Administrator to to the Said ffrancklyn, And the defendants wife alledging the Said Debt was paid and denying the plte to be Administrator to ffrancklin, the plantiffes Attorney produced a writing under the defendants hand dated 1° Decembr 1652. whereby the defend[t] assigned over to the pltes Attorney two Bills in Satisfaction of his debt which Bills were returned to the defendant as non Solvent, It is thereupon Ordered that the defendant doe pay unto the plte his Attorney or Assignes the Said four hundred and Ninety pounds of Tobacco and Caske with Court Charges, the Said Bill and assignment being delivered up and Cancelled Liber B. p. 601

In dōrs Bill

I Cap[t] Henry ffleet Administrator of Tho: ffrancklin doe make John Hallowes my Lawfull Attorney to use all Lawfull meanes to recover this Debt. Witness my hand this 30[th] of July 1652 Henry ffleete

Thomas Connery plte
Henry Hooper defend[t]

The hearing of this Cause is respited till the next Court, and both parties are then to attend personally.

Thomas Batchelor plt
Cloves Mace defend[t]

The defendant acknowledgeth a Judgm[t] to the plantiffe of three hundred thirty Eight pounds of Tobacco and Caske to be paid by the tenth of November next or Else Execution is then to passe.

The Same Court Continued 25[to] Maij
Present as the day before all but m[r] Gerrard

Thomas Batchellor upon the Accompt of Samuel Parker this day acknowledgeth a Judgm[t] to John Danby of four hundred and ten pounds of Tobacco and Caske due upon Bill from the Said Parker to Danby by Assignment from John Walton and of fifty pounds of Tobacco more for fixing a Gunn.

Recognit Coram Nob: Tho: Hatton Robt Clarke

Thomas Batchelor this day acknowledgeth a Judgment to Henry ffox of Six hundred and fifteen pounds of Tobacco and Caske. Regnit Coram Nob: Tho: Hatton, Job Chandler

Henry ffox plte
Cap[t] Willm Mitchell by Willm Johnson his Attorney defend[t]

The Complt having Sued out an Attachm[t] against the defendants Estate to the value of 4000[l] of Tobacco & Caske returnable this Court, In Order thereunto now Sueth p. 602

Liber B. for Satisfaction upon his Accompt now produced viz. for 2000^{l} of Tob: & Caske which he was adjudged to pay to m^{r} ffenwicke by Order of the Second of March last for Cap^{t} Mitchells debt being his Attorney, And William Johnson Cap^{t} Mitchells now Attorny not objecting against the plantiffes Accompt the Court thinks fitt to allow thereof, as also upon his Motion now Made to allow him 300^{l} of Tob: & Caske for his pains in Managing the s^{d} Cap^{t} Mitchells busieness as his Attorney Since his departure being in the whole pounds of Tobacco and Caske for present paym^{t} whereof together with Court Charges, the Court thought fitt to pass an Order, But upon the Said William Johnsons and Luke Gardiner's Ingaging themselves and their Estate for the Satisfaction of the Said Debt and Charges of Court in Case the paym^{t} thereof might be respited till November next, It is with the pltes Consent Ordered and adjudged that the Said Cap^{t} Mitchell, William Johnson or Luke Gardiner Shall Satisfie and pay unto the Said Complt for the Said pounds of Tobacco and Caske together with Court Charges by the tenth of November next or in default thereof Execution is then to passe for the Same upon this Order against them or any of them, their or any of their Estates.

Henry ffox this day at William Johnsons Motion in open Court Layeth down and disclaimeth all power and Authority granted to him by Vertue of Cap^{t} Mitchells Lre of Attorney to him made or Given

m^{r} ffrancis Brookes plte
Cap^{t} Will^{m} Mitchell by Willm Johnson his Attorney deft
et e Contra

Upon reading of an Order of the 28th of April last made in this Cause and of another order of the 7th of June last, The plte Brookes his Suit appearing thereby to be for 14^{l} money Sterling and 780^{l} Tob: & Caske upon Accompt with Damages, And the Said Brookes now produceing two Depositions of John Wildman Esq and Elizabeth Bolton taken in England for proofe of the Agreem^{t} betwixt Cap^{t} Mitchell and the late wife of the Said Brookes upon her Voyage hither the 14^{l} Sterling appearing thereby to be Justly due, and upon reading the Deposition of Susan Warren upon Record touching the Said Accompt It appearing thereby that Cap^{t} Mitchell had divers of the particulars Menconed in the Same Accompt upon promise of Satisfaction and that he Injuriously detayned the Said Brookes his Late wifes
p. 603 Trunck, and keys from her, hereupon and for that it Evidently appeares to the Court that the Said Cap^{t} Mitchell did Sell to the Said Brookes his late wife as an Indenture Servant without any right or Title Soe to doe, It is now Ordered that the Complt

m[r] Brookes be allowed in lieue of the Said fourteen pounds Liber B.
Sterling, fourteen hundred pounds of Tobacco and Caske, and upon the Said Account Seven hund[d] pounds of Tob: and Caske and three hundred pounds of Tobacco and Caske in respect of his trouble and Charge in procureing the Said Depositions out of England being in all two thousand four hundred pounds of Tobacco and Caske and that the Same be forthwith paid unto him by the defend[t] Cap[t] Mitchell or out of his Estate together with Court Charges in this Suit. And it is further Ordered that the Crosse Suit wherein the Said Cap[t] Mitchell is plte against the Said Brookes for Consideration upon Sale of his Said wife before mencōned be absolutely dismissed out of this Court with all Charges of Court to be paid by Cap[t] Mitchell in that Suit

30 maij Execut inde con Estat deft ad Satisfac 2400l Tob: & Caske Secr ffees 314

September 26th 1656 the plfe acknowledgeth Satisfacōn upon this Judgment

Francis Brookes his Accompt to Cap[t] Mitchell. Tob: & Caske

for ¾ of a yard of Rich Flanders Lace	150
for a remnant of Scarlett 150 for Holland for 2 Caps and Scollops for a Cap 50	200
for Silver Lace 20 for black Ribbin 24 for Scarlett Ribbin 30	74
for 3 Silk Laces 30 for Soweing Silk 20 for a pair of white Gloves 16	66
for 1 ounce of Sleeved Silk tied up in a piece to powder his hair	30
for a blew Stone for Sore Eyes 30	30
Ware for Martha Webb.	
A white Sarsnett hood 60 a Scolop hankerchiefe and Cuffes 130 a holland band 20	210
Tottall	760

John Wildman of Westminster in the County of Middlesex Esq maketh Oath that he was present when Cap[t] William Mitchell hired Ann Boulton to be his Servant and to go with him to Maryland, and it was then agreed betweene the Said p. 604
Cap[t] Mitchell and the Said Anne Boulton that She Should be the Governess of his Children and family, and that the Said Cap[t] Should give the Said Ann twenty pounds Sterling by the year for her wages Soe long as She Should remain his Servant, and to pay the Same either here in England or in Maryland either in Money or Goods at the best rate as the Said Ann Should Chuse, and he the Said Cap[t] Mitchell did there-

Liber B. upon in this Deponents presence pay the Said Ann Boulton Seven pounds in part of half a yeares wages and it was then also further agreed between the Said parties that in Case the Said Ann Should not like the Countrey of Maryland he the Said Cap^{t} Mitchell Should Send her for England at his own Costs and Charges, and if She the Said Ann did like to remaine in Maryland and not in his Service She was to be at her own Liberty, and to pay her for the time She Served him according to the Said rate of twenty pounds by the year

Sworne the first day of december 1653 Edw: Eltonhead
Sheffield Stubbs

Elizabeth Bolton of the parish of S^{t} Martins in the ffields in the County of Middlesex widdow aged about fifty Years maketh oath that She was present when Cap^{t} Will^{m} Mitchell hired her Daughter Ann Bolton to be his Servant and to goe with him unto Maryland, And it was then agreed between the Said Cap^{t} Mitchell and the Said Ann Boulton that She Should be Governess of his Children and family and that the Said Cap^{t} Mitchell Should give the Said Ann twenty pounds Sterling by the year for her wages for So Long time as She Should remaine his Servant and to pay it here in England or in Maryland either in Money or Goods at the best rate as She the Said Ann Should Chuse, And he the Said Cap^{t} W^{m} Mitchell did thereupon in this Depon^{ts} presence pay the Said Ann Boulton Seven pounds in part of half a yeares wages, And it was then also agreed between the Said parties that in Case the Said Ann Should not like the Countrey of Maryland he the Said Cap^{t} Mitchell Should Send her againe for England at his own
p. 605 pper Costs and Charges, and if She the Said Ann did Like to remaine in Maryland and not in his Service, She was to be at her own Liberty, and he to pay her for the time She Served him according to the rate of twenty pounds by the year

Elizabeth Boulton Edward Eltonhead Sheffield Stubbs
her E B Marke

Coll ffrancis Yardley plt Cap^{t} Richard Husbands p Edw^{d} Packer Attorn deft } Upon reading of an Order of the 22th day of November 1652 made in this Cause and of the plt̄es Accompt upon Record fol 88. by which there remains due from the defendant to the plantiff 1347^{l} Tob: & Caske, And the plfe now Making oath in open Court that the Said thirteene hundred forty and Seven pounds of Tobacco and Caske is Justly and truely due to him from the defendant Cap^{t} Husbands, It is thereupon Ordered that payment be made thereof to the plte with Court Charges.

Thomas Cornwallyes Esq plt } Coll ffrancis Yardley defendt } The plantiffe and defendt producing their Accompts on both Sides after Much Arguing thereupon It is by Consent of both parties, Ordered that the defendant doe pay unto the plantiff fourteen hundred pounds of Tobacco and Caske with Court Charges. Liber B.

30 May Execuc inde con Stat deft ad Satisfaciend.

Marks Pheypo plte } Coll ffrancis Yardley deft } The Compłte Sues for Satisfaction for two Voyages from Virginia to the defendts plantacōn here in this province wherein the deft imployed him and his Sloop or Shallop, To which the defendt alledgeth that he gave mr Chapley 1200l of Tobacco or in Value for the first Voyage according to his Agreemt with him who was mr of the Vessell and Saith that for the Second Voyage the płte onely tooke him into his Boate with four persons more being hither bound with Some Other Small fraight for which he thought he would not have Expected any thing, and the defendant not being able to proove that the plantiffe made any Agreement with him or that he was Master of the Vessell Saw no Cause to relieve him as touching the first Voyage, But for the Second with the płtes Consent It is ordered that the plantiffe Satisfie to the defendt five hundred pounds of Tobacco and Caske with Court Charges

30 Maij Execuc Con Stat deft ad Satisfaciend p. 606

Edward Packer Attorn of Col ffrancis Yardley plantiffe Richard Hotchkeys & Willm Boreman defts } The plantiffes Suit being for 1000l Tob: & Caske a piece for two Anckors of Drams apiece which the defts had of him which were Coll Yardleys and Sold at that rate and no Satisfaction given and the defendants acknowledging the debt It is Ordered that the defendant Hotchkeys do forthwith pay unto the płte or his Attorney one thousand pounds of Tobacco in Caske for two of the Said Anckors and the defendt Boreman one thousand pounds of Tobacco and Caske for the other two Ankors with Court Charges.

Upon the Motion of Lt Nicholas Gwither It is Ordered that the attachmt at his Suit Executed upon the Estate of George Rapier deceased doe Stand in force till the next Court

The Court rising the Governour appointed the Next Provinciall Court to be held the fifteenth day of Novėmber next

The Depositions of Henry ffox, mr John Metcalfe and mr Phillip Land taken upon Oath in open Court the 24th day of May 1654. Say.

Henry ffox maketh oath that in or about March last being

Liber B. aboard of Coll Yardleys Vessell this Depon[t] heard the Said Coll Yardley Say to m[r] John Johnson that now all differences betwixt them the Said Yardley and Johnson were ended, And the Said Colonell replying Said that he did freely forgive the Said Johnson and hoped they Should be as Good friends as they were formerly, and So tooke him the Said Johnson by the hand and drank to him m[r] Johnson replying again Said that he was Sorry he Should give Such abusive Language to his friend, also the Said m[r] Johnson told the Said Colonell that he did freely forgive him the Said Colonell Yardley, for any differences that had been betwixt them, This or to this purpose this Depon[t] averreth upon his oath And further Sayth not.

M[r] John Metcalf maketh Oath that, that which Henry ffox hath Sworne touching the differrence betwixt Coll Yardley and m[r] John Johnson is true or the Same in Effect, And further Saith Not.

M[r] Phillip Land Maketh Oath that he was present when the words which Henry ffox hath Sworne to, touching the Difference betwixt Coll ffrancis Yardley and m[r] John Johnson were
p. 607 Spoken or the Same in Effect, and that the deposition of the said Henry ffox in that particular is in Substance and further Saith not

All these were Sworn in open Court the day and Yeare abovesaid

Tho Hatton Secr

Know all men by these presents that I Henry Bishop of the Province of Maryland planter have for and in Consideracōn that John Greenwell have already ingaged himself for me for A Sume of two thousand pounds of Tobacco & Caske have and by these presents doe bind over and Deliver unto the Said
p. 608 John All my Crop of Corne, Tobacco and other fruits whatsoever in Consideration of Satisfaction of the Said Sum̄e of Two thousand pounds of Tobacco & Caske Whereunto I have Sett my hand this nineth of June 1654

the marke of Henry HB Bishop

Signed & Delivered in the
presence of us
William Johnson, James Langworth
Thomas Simpson

To all Christian people to whom this present writeing Shall Come I William Marshall of pasquascutt in the County of S[t] Maryes planter Maryland, Send Greeting in our Lord God Everlasting. Now know ye that I the Said William Marshall for divers Good Causes and Considerations me hereunto Moving as alsoe out of a pious and a tender Love to God I

doe freely and willingly Give and bestow three heifers for Liber B.
Ever, as foll That the Milk of those three heifers and ½ the
Male increase Shall goe to the Maintenance of a Minister
which is to be in the now known Neck of Wicocomoco, and
further my desire is that if it please god that this Stock Should
increase till it Come to the Number of fifteen female Cattell, then
there to pitch and remaine at that Number and not to Exceed,
and for the other half of the Male Increase I doe give it to my
trusty and Wellbeloved friends, John Hatch, Edward Boules
and ffrancis Pope of the Same place, whom I have made Over-
seers of this my Deed of Gift toward their paines and Care and
in Case a Minister Should be wanting as God forbid then
these Cattell to remaine in the hands of my Overseers till
there be one, and when it Shall please God that these Cattell
Shall Increase to Exceed the Number of fifteen breeders that
then my Overseers Shall dispose of them to the poor or other
pious Uses as they Shall See Good, And further I Give full
and absolute power to my aforesaid trusty friends either at
Death or Departing this Countrey to Nominate three other
honest men as they Shall make Choice of which in the Said
Necke to the Same purpose, And I the Said W^m^ Marshall doe
promise to deliver as Speedily as may be, unto John Hatch,
Edward Boules and ffrancis Pope three heifer the one a red
heifer the other a Cole black with a Star in the forehead and
with white flanks and one brownish with a Starr in the fore- p. 609
head with a white tagged taile Marked in the right Eare,
Cropt and in the left Eare Cropt and Slitt in the Crop, and
further if it Should happen that if any of the Overseers, Should
Imbezell or make away with this Stock Contrary to the prem-
isses within Mentioned then the parish to appoint others in
their Stead, To have and to hold the Said heifers to the use
Benefitt as is aforesaid for Ever with their Increase. In Testi-
mony whereof I have hereunto Sett my hand and Seale this 3
day of June one thousand Sixe hundred fifty and foure

his mark
Signed Sealed and Delivered } William × Marshall
in the presence of us }
his mark
John × Cage
John Douglas

m^r^ William Lucas his Mark for Cattle and hogs viz^t^ the p. 610
flower de Luce on the left Eare and overkeeled on the right
Eare

23 Junij 1654. m^r^ Phillip Land this day Entreth upon Record
for the use of Phillip Land the Younger his Eldest Son one

Liber B. Cowe Commonly called Nansey Marked as followeth Viz: a black Cowe white under the belly and about the Legs with white Streake from her Rump downe the Right Buttock being
p. 611 burned on both horns with the Letters IC Cropt on both Eares the right Eare two Slitts in the Crop, the Left Eare a piece Cutt out from the root to the topp of the Crop. And for the use of Thomas Land his Youngest Son one black heifer Cropt on both Eares with two Slitts in the right Eare the Said two Cowes with all and Every their respective female Increase to be and remain for the future to the proper use and behoofe of his said two sons their Executors Administ^{rs} and assignes respectively. Wittness his hand the day and yeare abovesaid Recognit Coram me Tho: Hatton Phillip Land

p. 613 20 Junii. Christopher Bushell his marke for Cattell and hogs viz. Swallow forked on the left eare and Cropt and slitt on the right Eare.

William Bushell Son of Christopher Bushell his marke for Cattell and hogs viz. Swallow forked on the right Eare and Cropt and slitt on the left.

Robert Hanley his mark for Cattell and hogs viz. the right Eare Cropt with two Slitts in the Crop; and the left Eare Cropt and a piece Cutt out underneath below the Crop.

Maryland the 23 June Anno Dni 1654.

Whereas I John Bosworth Commander of the Charity of London being by Charter p^{t} bound and Ingaged to take into the Good Ship before Mentioned Eighty hogsheads of To-
p. 614 bacco upon the Accompt of m^{r} Henry Meese Merchant Now Whereas I the Said John Bosworth haveing desired the Said m^{r} Meese, to give directions where I Should Send for his Tobacco having tendered my Shallops for the performance on My part to bring it aboard, and he not performing his part to the quantity of Thirty hogshead or thereabouts I doe hereby declare and protest against the Said M^{r} Meese he having not performed his Covenant to the quantity aforesaid or thereabouts and doe hereby declare and protest against the Said m^{r} Meese to the Value of Sixty pounds Sterl upon Dead fraught

This protest was by the abovesaid m^{r} John Bosworth made before me Tho: Hatton Gent Secretary and Register of this Province of Maryland as above is Expressed which at the Request of the Said m^{r} Bosworth I doe hereby Attest, Wittness my hand the day and year above written Tho: Hatton

Mr William Allen Merchant maketh oath that according to Liber B.
his Severall Accompts upon Record touching the estate John Stringer Carpenter deceased which to the best of his Understanding and knowledge is a Just and true Accompt there remains due to him out of the said Estate fourteen hundred forty five pounds of Tobacco and Caske to the best of his knowledge

Jurat 4to die Julij 1654 Coram me Tho: Hatton

Edward Pearse Ship Carpenter maketh oath that about a p. 615
twelvemonth Since John Winbridge then Quartermaster to Capt Tillman upon or about the time of his departure out of this Province of Maryland in the Ship where Capt Tillman was then Master in this Deponents presence (being called by the Said Winbridge to Testifie the Same) told Walter Waterling that in case he dyed unmarried before his Arrivall in this Province this year he forgave or remitted to the Sd Waterling the debt which he the Said Waterling owed to him the Said Winbridge by Bill or Speciallty not long before Entred into or to that purpose. And further Sayth not

Jurat 3 Julij 1654 Coram Mee Tho: Hatton

Know all men by these presents that Whereas my Husband Richard Moore being Sick and weake upon his death bed did Call to his wife Jane Moore and desired her to bring him the will which he had formerly made and he pused it, and after that he Cancelled it and Caused it to be burnt and made his wife whole and Sole Executor to Sett and dispose of amongst her Children as She will, Richard Manship and Elizabeth Manship his wife being present at the Same time

Know all men by these presents that I Jane Moore the wife of Richard Moore deceased doe bind over the four hundred Acres of Land which we now live upon to be Equally Divided betwixt my three Sons, Viz. Richard Moore Roger Moore and Timothy Moore, and they to be of age when they are Come p. 616
to Eighteen, and the Maids at fifteen, and fourteen head of female Cattell for Seven Children for their use with all the Increase, the Males being taken out of them and as they Come to age or Marry their Shares to be taken out proportionably, and if any of these Children Should dye the Cattell to goe amongst the rest, and for the Land She is to Enjoy it So Long as She the Said Jane doth Live, and then to Come to the Children The marke of Jane O Moore

Teste Richard Recklesse
the marke of George W White

Liber B.

Indors Ejusdem

Know all men by these presents That Whereas I Peter Godson Chirurgeon intending to Intermarry with Jane Moore of Calvert County in the Province of Maryland widdow, have agreed and doe hereby Consent and agree (in Case the Said Marriage take Effect) not to lay any Clayme to or Intermeddle with all or any part of the Estate late of Richard Moore deceased late husband of the Said Jane Moore menconed in the within written Deed or Conveyance to be by the Said Jane disposed of to her Childrens use, but will Leave the Same to the Said Children accordingly Wittness my hand this Sixt day of July 1654

Test Tho: Hatton the Marke of Peter G Godson

At a Court held at S^{t} Maries 16 Julij 1654 } Present { Will^{m} Stone Esq Governour; Cap^{t} John Price m^{r} Tho: Hatton Secretary

Upon mocōn made this day by m^{r} Richard Welles Concerning John and Ellen his two Irish Servants Informing that they had Causelessly absented themselves for a Long time from his Service and the Said John being brought into Court by Henry ffox the Sheriffes Deputy upon the Governours Comand or Warrant from the house of Nicholas Keeting he alledging the Said Ellen to be his wife and that She was Sick at Keetings house and that the Cause of their departure and absenting themselves from their Said Masters Service was in regard of Some abuse received from their Said Master in giving them Correction, But it appearing to the Court that the Said Correction was not given without Just Cause and that they had been absent Six or Seven Weekes and that the Said m^{r} Wells had been at great Charge of Boate and hands in
p. 617 Seeking for them to the great hindrance of his Crop It is Ordered that the Said John and Ellen in recompence thereof and of 200^{l} of Tob: which he the Said Wells is hereby Ordered to pay unto the Said Henry ffox for his paines upon this Occasion with Court Charges) Shall Serve the Said m^{r} Wells their Master or his Assignes the full terme and time of Eight Months after the Expiration of their time of Service according to their Indenture or Custome of the Country.

Robert Chipsham merchant maketh oath that William Wright of Popler Hill in this Province of Maryland did agree to pay unto him this Depon^{t} Sixteen hundred and fifty pounds of Tobacco and Caske after the then Next Season present pay for a Servant which the Said Wright bought and had of him about Eight weeks Since, of which Tobacco the Said Wright

hath Since paid one hogshead weighing lesse than three hun- Liber B.
dred pounds Neate Tobacco the Remainder of the Said 1650 being Still unpaid though often demanded Since the Season or time of Strikeing Tobacco before Mentioned, And this Deponent further upon his oath Saith that for want of the Said Remainder the Merchants by whom this Deponent is Employed in tradeing hither will be lyable upon the Ship's return for England to pay Dead fraight after the rate of forty Shillings a hogshead and further Saith not

Jurat Coram me 15° die Julij 1654 Tho: Hatton

Know all men by these presents that I William Allen Merchant of the Good Ship called the Mayflower of London doe appoint Constitute and Ordaine my trusty good friend Thomas Mathews of S^{t} Maries in the Province of Maryland gent my true and Lawfull Attorney for me and in my Name to demand & receive due debts, Bills, bonds, Goods Chattells whatsoever that doe belong unto me, And further doe Authorize my Said Attorney if need require to Imprison Sue for and recover of any person or persons whatsoever, and to use all Lawfull meanes act or acts that Shall appear Just for the recovery of any Such Debts as Shall appeare due unto me in as full an Ample manner as if I my Self were present and whatsoever my Said Attorney in the premisses Shall Justly doe I doe by these presents Ratifie and Confirme, And further more I doe Authorize this my Attorney according as he Shall See Occasion p. 618
to Constitute and order any other in Cases of Necessity, As Wittness my hand and Seale this 2^{d} of Aprill 1654.

In the presence of — þ William Allen
Daniell Hore

M^{r} Thomas Mathews I find that I am Indebted to m^{r} Thomas Hatton in ffees of Court five hundred pounds of Tobacco and Caske which I pray abate out of any Accompt to him and So I rest your assured ffriend.

4 Julij 1654 In the presence of } William Allen
Mathew Stone }

To all persons whom these Presents shall come, Greeting p. 621
Know ye that I Thomas Cornwalleys of the Crosse in the Province of Maryland Esq^{r} Have Constituted and appointed And by these presents doe Constitute appoint and ordaine p. 622
Richard Hodgkeys of the same place Gent my true and Lawfull Attorney for me and in my Name and to the Sole use and benefitt of me my heirs Executors Administrators or assignes, to demand and receive all Such debts, duties Sum̄e and Sum̄es of Tobacco, beaver, and other Commodities whatsoever which

Liber B. now are or hereafter Shall be due and oweing to me the Said Thomas Cornwalleys by any person or persons Whatsoever within the Said Province of Maryland, Virginia or any part of America, Giving and by these presents. Granting unto my Said Attorney full power and Authority by himself or an Attorney for default of paym^{t} to Sue Arrest Implead or Imprison and person or persons Indebted as aforesaid: And upon payment made againe to release acquitt and discharge them or any of them, but neither to Compound or Exchange any debt or debts bill or bills whatsoever without the advice and Consent of Cap^{t} William Stone Governour of this Province of Maryland, as alsoe with the advice and approbation of the Said Cap^{t} William Stone to lett, Sett, aliene and dispose for the use and benefitt of me my heires Executors & assignes all or any of my Lands or houses Plantation or plantacons on Potomock River within this Province of Maryland reserving only one hundred acres of Rich Land for the habitation of my two Negroes Peter and Mary. Further giveing power unto my Said Attorney Richard Hodgkeys to Sell or Barter for beaver Tobacco or any other Merchantable Commodity all Such goods and Merchandize as are by me left and Intrusted with him, or that Shall hereafter be Sent and Consigned to him, And what my Said Attorney Shall Lawfully doe in all or any of the p^{r}misses whilst he Continues in my Imploym^{t} and Authority is Unrevoked I bind my Self my heires Executors Administ^{rs} and Assignes to Ratifie and Confirme. In Wittness whereof I have hereunto Sett my hand and Seale the 3^{d} of July Anno Dni. 1654

Sealed & dd in the p^{r}sence of W Sinclare, Rob. Guest } Tho: Cornwalleys

p. 623 At a Court holden for the Province of Maryland the 16th of October 1654.

Present	Cap^{t} Will^{m} ffuller	m^{r} Edward LLoyd
	m^{r} Rich: Preston	M^{r} Leon: Strong
	m^{r} W^{m} Durand	M^{r} Rich: Euinge

John Ashcomb Sueth for Satisfaction out of Tho: Trumpeters Estate for attendance and provision in his Sickness for his winding Sheet and burying of his Corps, which is allowed to the Said Ashcombe from the Said Estate to the Value of two hundred and fifty pounds of Tobacco.

It is ordered that Peter Godson Shall be allowed one hund^{d} and Eighty pounds of Tobacco out of the Estate of Thomas Trumpeter which is for Physick to him in the time of his Sickness.

Bartho: Herringe aged forty yeares or thereabouts Sworne Liber B. Saith, That Peter Godson and Richard Manship meeting in yo^{r} Pett^{rs} plantation, Richard Manship asked the Said Peter Godson whether he would prove his wife a Witch, Peter Godson replyed take notice what I Say, I came to your house where your wife layd two Straws and the woman in a Jesting way Said they Say I am a witch, if I am a witch they Say I have not power to Skip over these two Strawes and bid the Said Peter Godson to Skip over them and about a day after the Said Godson Said he was Lame, and thereupon would Maintaine his wife to be a witch

Bartho: Herringe

John Killy aged twenty five yeares or thereabouts Sworne Sayth. That at the house of Phillip Hide, Richard Manship Said to Peter Godson you Said you would prove my wife a Witch, Peter Godson answered Gentlemen take Notice what I Say I will prove her a witch beare Wittness you that Stand by.

John Killey

Margarett Herringe aged twenty three or thereabouts Sworne Saith, That Rich: Manship asked Peter Godson if he p. 624 would prove his wife a witch, and Peter desired them that were present to take Notice what he Said your wife tooke four Strawes and Said in the Name of Jesus Come over these Strawes, and upon this your wife is a witch and I will prove her one.

Whereas Peter Godson and his wife had defamed Richard Manship's wife in Saying She was a witch and Uttered other Slanderous Speeches agst her, which was Composed and Determined by the plf^{t} and defendant before m^{r} Richard Preston, Soe as Peter Godson Should pay Charges of Warrants and Subpœnas in these Actions which Richard Manship desired may be Manifested in Court that the Said Peter Godson & his wife have acknowledged themselves Sorry for their Speeches & pay Charges.

Ismeall Wright demands five hundred pounds of Tobacco and two barrells & halfe of Corne by Accompt proved in Court upon oath out of Thomas Trumpeters Estate which is Granted by the Court

Peter Godson demanded one thousand four hundred and thirty pounds of Tobacco of Bartho: Herringe for Physick and Surgery impended on his wife, as by Accompt in Court, which Accompt hath been Examined by men of the Same facultie

Liber B. and regulated to five hundred and Ninety pounds of Tobacco, It is Ordered by this Court that Bartho: Herringe, Shall pay the Said five hundred and Ninetie pounds of Tobacco to the Said Peter Godson within twentie dayes or Else Execution.

It is Ordered that a Letter of Administration be Granted to Ismael Wright upon Tho: Trumpeters Estate

Whereas William Ewen Attorney of m^{r} Robert Clarke hath demanded and proved one hundred Ninetie five pounds of Tobacco and Caske by Specialty, It is ordered that it Shall
p. 625 be allowed out of the Estate of Thomas Trumpeto^{r} Deceased.

Elizabeth Manship aged fortie one yeares or thereabouts Sworne Saith

That your Deponent Comeing home from Peter Godsons found Margaret Herringe lying on the floor Crying out, this Deponent asked her what She ailed, She touled her this Deponent that Phillip Hyde had beaten her about a log of wood taken from the Garden fence, kicking her and beating her head against the Oyster Shells, her face and head and Side and private places all bruised, And that Phillip Hyde confest that he gave her four Blowes on the head

Peter Godson Sworne Saith that he being Sent for to Margaret Herring and found her bruised upon her head and her Side and She Said that Phillip Hyde had done it and that Margaret Herring was in a Violent fever

Thomas Gregory Sworne Sayth that this Deponent being at Richard Manships Saw there Margaret Herringe lying in a Sad and Sick Condition, and that Deponents wife Staid with her three dayes and three Nights.

Richard Manship Sworne Sayth that Margaret Herringe Came to this Deponents house, very Sicke, and that Phillip Hyde Confest that he gave her three or four blowes & thrust her up against the Wall.

Jane Godson Sworne Saith that She this Deponent Sawe Margaret Herringe, Sick and bruised in the head and that She affirmed that Phillip Hyde had beaten her

Whereas it appeareth by oath of Richard Manship and Elizabeth Manship that Rich: Moore on his Death bed did ordaine his wife his Sole Executrix and left all at her disposing. It is

Ordered that the Said Executrix Shall Exhibit a perfect Inventorie of the Said Richard Moores Estate into the next Court or into the Secretaries office within three months Liber B.

Richard Collett Attorney of Lawrence Ward Sueth to this Court for nine hundred Eightie three pounds of Tobacco and Caske due by Specialty to the Said Lawrence Ward as appeares by the Said Specialty from John Wakefield, and the Said Wakefield was arrested to appeare at this Court, which he being not able through infirmities of bodie to do, It is Ordered that if the Said Wakefield Shall not appeare before m^r^ Rich: Preston within fourteen dayes to give Sufficient Answer why the Bill Should not be paid, That then Execution upon the Said Bill be granted unto the Said Attorney of Lawrence Ward. p. 626

Thomas Gregorie and his wife being Summoned to testifie in a Cause depending in this Court betweene Bartho: Herringe plf^t^ and Phillip Hyde defend^t^ and hath been at Charges therein Eighty pounds of Tobacco for two dayes work and two dyetts at the Ordinary.

John Hammond Sueth to this Court for four Rights of Land due to him from John Barriffe as appeares in Court It is Ordered that the Said Barriffe Shall give present Security to deliver the Said four Rights of Land with Certificate to the Said John Hammond or Soe much

Simon Bird Servant unto m^r^ Thomas Trueman and by him hired to Robert Taylor Complained for want of Necessary Clothing which Complaint appeareth to this Court to have Sufficient ground. It is ordered that the Said Robert allows him Sufficient Necessary apparell which if not performed the Said Bird Shall have Liberty to repaire to the next Commission^r^ who is to take Such effectual Order as that he may be duely Supplyed.

It is ordered that the Estate of Thomas Trumpeter Shall pay to John Harford three hundred pounds of Tobacco and Caske as appeares by Specialty in Court produced

George Newman aged twentie yeares or thereabouts Sworne Saith that he this Deponent heard m^rs^ Brookes relate that She heard that m^rs^ Goulson had beaten her maid two hours by the Clock, and that there were that would take their oathes that it was an hour and a halfe by the Clock. p. 627

Liber B. Margaret Pritchard aged twentie years or thereabouts Sworne Saith, That She this Deponent heard m^rs^ Brookes Say that m^rs^ Goulson had beaten her maid two hours by the Clock, and She further Said that Elizabeth Tennis would take her oath that it was two hours and a half, and that Elizabeth Tennis Should Say that her husband tore the hair of his head and wisht that She the Said Goulson would kill the Said maid that She might never kill more.

John Dumord aged twentie eight years or thereabouts Sworne Saith, That about ffeb: two yeares past this Depon^t^ was in a boat with m^r^ phenwick, m^r^ Eltonhead and his wife and Mark Lucye, And this Deponent heard m^r^ Eltonhead & m^r^ Phenwicke Report that they had killed Eight or Nine hogs at the Said m^r^ Phenwicke Quarter and after Comeing to m^r^ Eltonhead's house he heard m^r^ Eltonhead Warne his people to have a Care of the Bores Grease for he ment to make a Salve of it.

John Sewell aged twentie yeares or thereabouts Sworne Saith. That he this Deponent about ffeb: two yeares past being at m^r^ Hooper's house Saw m^r^ Phenwicks Boat lying there with hogs flesh in it but knows not whence it Came.

It is ordered that Whereas m^rs^ Brookes hath reported that Sarah Goulson unlawfully punished her Maid Servant which Cannot be proved, It is Ordered that m^rs^ Brookes Shall pay the Charges.

It is ordered that Whereas m^r^ Robert Brooke and m^r^ Phenwick both plf^t^ and defend^t^ have alledged want of Evidence in the Cause and Sue for Refference to the next Provinciall Court held at Putuxent River, It is So Ordered by the Court that a refference be Granted according to their agreement and request.

p. 628 Richard Manship Sworne Saith that the wife of Peter Godson related to this Depon^t^ and his wife that Michael Baiseys wifes Eldest Son was not the Son of Anthony Rawlins her former husband, but She knew one at Maryland that was the father of him, but Named not the man, and that the Said Michael Baisey's wife was a whore and a Strumpett up and Down the Countrey, and Said that Thomas Ward of Kent tould her Soe.

Elizabeth Manship Sworne Saith the Same.

Margaret Herring Sworne Saith that the wife of Peter Godson affirmed that Anthony Rawlins Son was not his Son but the Son of another man at Maryland.

ffrancis Brooke arrested to Answer ffox and not appearing Liber B.
is nonsuited and to pay Sixtie pound of Tobacco Charges to the Said ffox.

Ann Pope Sworne Saith that Robert Taylors maid Servant tould this Deponent that She the Said maid Servant tooke Sugar that belonged to John Hambleton, and that Mary Taylor beat her for it and Sarah and Mary Taylor drank it themselves, and that the Said maid Servant tooke Soape from the Said Hambleton which the Said Mary Taylor also tooke and washed a Scollop with it.

Barnaby Jackson Sworn Saith that David Thomas went to fetch Tho: Gregory's wife to keep the Said Thomas his wife whilst She lay in Child bed, and that he this Deponent thinks She was there about Eight weekes, but heard noe agreement made between them.

Barnaby Jackson allowed ninety pounds of Tobacco for his time and Charges being Subpœna'd to Wittness in this Court in a Cause depending between Thomas Gregory and David Thomas.

Whereas Peter Godsons wife hath Slandered the wife of Michael Baisey & Saying She was a whore & a Strumpet up and Down the Countrey, It is ordered that the Said Godson's wife Shall be Committed into the Sheriffs hand untill She Shall p. 629
find Security for the behaviour which the plf^{t} is Satisfied with as he hath declared in Court

Ralph Beane Sued for Satisfaction of a Bill of one thousand Seven hundred and thirty pounds of Tobacco and Caske due from John Dandy unto Walter Beane the def^{t} was willing to referr it to the oath of Ralph Beane what was received of the Said Bill, and the Said Beane made oath that no more then three hundred and twenty pound was Reced in part of the S^{d} Bill, and there remains one thousand four hundred & tenn pounds of Tobacco and Caske and Charges to the Said Raph Beane within ten days or Else Execution

Peter Underwood Aged Eighteen years or thereabouts Sworne Saith, That m^{r} Meese when he Shiped this Deponent bought a bed and dd to him, who possessed & used it all the Voyage untill Peter Johnson bought him which when he went home, and the next day this deponent met m^{rs} Hooper with the Same bed and Challenged it, m^{rs} Hooper Said that m^{r} Meese bid her take it, but m^{r} Meese denied that he bid her

Liber B. take it, and Said this Deponent Should have the bed again afterwards asked m^rs^ Hooper for the bed, and She promised that m^r^ Johnson Should have it and that m^r^ Johnson Sent this Deponent to m^rs^ Hoopers for the bed, but She denied it

Whereas m^rs^ Hooper tooke a bed with a Servant which belonged to a Servant Sold by m^r^ Meese to Peter Johnson and the Said m^r^ Meese (as appears) declared his mind was that the Same bed which m^rs^ Hooper tooke Should be returned to the Said Peter Johnson, which being demanded of m^rs^ Hooper and refused, It is Ordered that Henry Hooper Shall deliver to the Said Peter Johnson one bed as good as was taken away or Satisfaction

Bartholomew Herring Nonsuit Phillip Hyde And is allowed fifty pounds of Tobacco Charge

p. 630 m^r^ Skippwith having arrested Richard Ricknell and the Said Skipwith not appearing to declare Ricknell recovers fifty pounds of Tobacco for his Charges

Cap^t^ John Smith having Exhibited to this Court an ingagem^t^ of Cornelius A Johnson to him in one thousand pounds of Tobacco and Caske due by Specialty and five hundred pounds of Tobacco & Caske to be paid the yeare following, and the S^d^ Cornelius A Johnson hath acknowledged the debt in Court. It is therefore Ordered that the Said Johnson being not a resident in this place Shall be Committed to the Sheriffes Custody untill he Shall Satisfie the Said debt to the Said John Smith or otherwise give him Security for the Same within ten days with Cost of Suit.

John Hammond hath appeared in Court and acknowledged a Judgment against himself for the payment of of fifteene hundred pounds of Tobacco and Caske to Cap^t^ John Smith In Case the Said Cornelius Johnson doth not performe the paym^t^ of the like quantity according to an Order of this Court

Action between Salter & Cap^t^ Vaughan is refferred to the Assembly to the fourth day or three dayes after by Consent in regard the Determination relats to one Gressam who hath been long absent and is to be present at the Assembly

Whereas Isack Iluie being possessed of two hundred Acres of Land called beaver Neck was disturbed by meanes of ffrancis Brooke pretending a Grant from the Lord Baltemore and power from the Governour which doth not appeare to this

Court. It is therefore Ordered that mr Phillip Conniers Commander of the Ile of Kent Shall Cause the Said Sheriffe to give the Said Iluie quiett possession of the Said Land. Liber B.

It is Likewise ordered that those that dispossest the Said Iluie Shall pay Cost of Suit.

The Sheriffe is to produce the body of Marke Pheboe to the next Court to Answer the Complaint of mr Beard in an Acōn of Debt or else the Sheriffe to make Satisfaction to the Said mr Beard. p. 631

Refference of Suit is Granted unto Thomas Bennett deft in a Suit depending between the Said defendt and Walter Peake to the next Provinciall Court houlden at Putuxent.

It is the Judgment of the Court in regard that, that John Tennis and his wife did not performe the agreemt made with mr Johnson to Satisfie his damage occasioned by the Said John Tennis wife being then Servant to mr Johnson. It is ordered that John Tennis Shall pay to mr Johnson three hundred and fifty pounds of Tobacco and Caske, to be paid in the year 1655 with Cost of Suit.

Peter Joy aged twentie Sixe yeares or thereabouts Sworne Saith, That mr Hambleton Came to Samuell Griffins and told your Deponent that he had bought two hundred acres of Land of mr Phenwicke at the head of St Cutbeards Creeke and going along with the Said Hambleton in a Canoe the Said Hambleton would have agreed with your Depont for to build him a house of thirty foot Long with a Shed at the End, and when your Deponent was frameing a house at mr Phenwicke, mr Hambleton proferred to Change his two hundred acres of Land for your Deponents hundred Acres and your Deponent would not, and further Saith not

Cornelius Cannady aged thirty yeares or thereabouts Sworne Saith, That your deponent asked mr Hambleton whether he had bought any land of mr Phenwick and he Said yea, and your Deponent asked him whether he had paid for it this yeare and he Said noe but mr Hambleton Said that mr Phenwick owed him Seven or Eight hundred pounds of Tobacco, and for the rest he thought he Should worke it out in the house and further Sayth not. p. 632

ffriendship Tounge aged twentie Sixe yeares Sworne Saith That your deponent went with mr Phenwicke and mr Ham-

Liber B. bleton to Shew them a tract of Land lying at the head of S[t] Cutbeards Creeke, and after they had well Viewed the Land they did appoint a place where to Sett a house. And further Saith not.

John Hambleton demandeth Nine hundred Eighty three pounds of Tobacco of Cuthbt Phenwick due by Accompt which the Said Phenwick pleaded Satisfied by Land Bargained & Sold to the Said Hambleton by the Said Phenwick which bargain is not acknowledged this being debated in Court at Length both plf[t] and defend[t] agreed to referr the Determination of the bargaine of land and Accompts to the Arbitration of two Indifferent men.

It is ordered that the Estate of Thomas Connery Shall be Liable to pay unto m[r] W[m] Eltonhead his heires Executors Administrators or Assigns the Sume of three hundred and four pounds of Tobacco and Caske due by Specialty produced in Court.

Whereas Joseph Edwards hath Served out his time of Service due by Indenture to m[r] Arthur Turner as appeareth in Court by confession of the Said Arthur Turner and the Said Edwards hath petition this Court for his Corne and Clothes It is ordered that the Said Arthur Turner Shall pay and deliver unto the Said Edwards three Barrells of Corne a falling Axe and a weeding hoe a hatt or Cap a Shirt and a pair of Stockings one Suit of woollen Clothes and a pair of Canvas Drawers upon Demand.

p. 634 John Shanks his mark is viz[t] Cropt of both Eares and two slitts in both the Eares and Keeled in both Eares before

Amey Shanks her mark is viz[t] Cropt on both Eares and 2 slitts in both Eares.

Robert Coles wife gave to John Shanks wife 3 pigs and the said pigs are now three sowes and Ann Mayner gave John Shankes wife one pig and now it is a Sow of two yeares old, and Thomas Dyneard gave Amey Shankes Daughter to the aforesaid John Shankes one Sow shoat of five months old and for these abovesaid hogs I John Shankes doe give to my daughter Amey Shanks a heifer of two yeares old Come may next in the year 1655

At a Court held at Putuxent the 5th of December 1654 Liber B.

Present { mr Richard Preston, Mr Wm Parker, mr Sampson Waringe } { mr John Lawson, mr William Parrott }

Attachment is Granted to mr Henry Coursey to the Value of five thousand pounds of Tobacco against the Estate of mr Thomas Deanes. p. 635

mr William Ewen Attorney of mr Robert Clarke acknowledgeth Judgment of Seven hundred fortie Six pounds of Tobacco upon Specialty to Richard Collett upon the Estate of mr Clarke and Court Charges otherwise Execution within ten dayes.

Mr Phenwicke plft / William Warman deft } reference is granted to the next Court in the difference depending between mr Phenwick and Wm Warman.

Richard Collett Attorney of John Pedro Confesseth Judgment of two hundred pounds of Tobacco by his oath with Cost of Suit of Wm Chaplyn.

Attachment is granted unto Richard ffoster against the Estate of Coll ffrancis Yardley.

Whereas Will Barton Sueth to this Court for a parcell of Land which Richard ffoster Liveth on It is Ordered that the Said Barton Shall Survey the Said Land according to the Lease Granted to Jackson & Gwider and to be determined accordingly

Nonsuit is Granted unto Markes Phepo in the difference Mary the wife of Martin kirke in an Action of Rape with Cost of Suit.

Martin Kirke plft / Marks Phepoe deft } Refference is granted unto Martin Kirke in the difference between Markes Phepoe and the wife of the Said Kirke to the next Court the Said Kirkes alleding want of Evidence

The Court hath Ordered that Andrew Warner Shall be allow'd 150l of Tobacco for his Expence and time Spent in the difference between mrs Bonifield and Martin Kirke

The Court hath Ordered that Martin Kirke Shall put In Security for his Appearance at the next Court to Answer to his Petition against mrs Bonyfield which he Saith he will prove.

Liber B.

December the 5th 1654

Memorand: the day and yeare above written that I Robt. Brooke of Putuxent Esq doe hereby appoint mr John Hamond my Lawfull Attorney to Act all things in my in my Name in Cases depending between me and mr Robert Clarke Richard Hoskings. In Wittness whereof I have hereunto Sett my hand.

p. 636

Robert Brooke

mr Robert Clarke plft
Robert Brooke Esq deft

Whereas mr Robert Brooke is Indebted unto mr Robert Clarke by two Specialtys one thousand Eight hundred and fiftie pounds of Tobacco and Caske as may appeare and the Said Brookes appearing in the Suit by John Hamond his Attorney; It is ordered that the Said Robert Brookes Shall make paymt of the Said 1850l of Tobacco and Caske within twelve days with Court Charges, and unless the Said Brooke doe not make it appear within twelve dayes before mr Preston why Execution may not issue forth then Execution to issue forth

Capt Smith attorney of Richard Beard plft
Markes Phepoe defendant

Reference is granted unto Marks Phepoe, and Capt John Smith Attorney of Richard Beard to the next Court with Consent of both parties.

It is Ordered that Martin Kirkes Shall remain in the Sheriffes Custody till he give Sufficient Security for his own and his wifes appearance in person to the next Court and to put in Security for both their behaviours to all people but in Speciall to mrs Bonifield.

Mrs Rebecca Hall is dismist and is allowed for her Expence and losse of time one hundred and twenty pounds of Tobacco which is to be Divided amongst the four that Subpœn her

Whereas it appeareth by the Testimony of Capt John Smith that Bartho: Bloome had a Warrant for two hundred acres of Land from mr Hatton, It is Ordered that Certificate of 200 acres of Land be granted unto Bartholomew Bloome.

Mich: Brooke plft
John Jarboe defendt

Whereas John Jarboe was arested to this Court at the Suit of Mich: Brooke, and not appearing It is ordered that if the Said Jarboe doe not appeare the next Court then Order to be granted against his Security for the Said Debt to Mich: Brooke.

Henry Potter plft
Martyn Kirke deft

Whereas Martyne kirke is Indebted unto Henry Potter the Sume of two hundred

p. 637

pounds of Tobacco by Specialty It is Ordered that the Said

Kirke Shall make paym^{t} within ten dayes with Cost of Suit otherwise Execution. Liber B.

Martin Kirke plft } Whereas m^{rs} Bonnifield was arrested at the
m^{rs} Bonifield deft } Suit of Martin Kirke is dismist and allowed Charges.

Commission of Administracon is granted unto Alice Griffine late wife of Samuel Griffin deceased upon the Estate of her Said Husband and to put in Security for the Said Administracon and to bring a true Inventory to the next Court.

ffrancis Vandan plft } Refference is granted unto ffrancis Vandan
John Lewger defendt } and John Lewger to the next Court by Consent of both parties.

m^{r} Tho: Lund plft } Whereas Thomas Bennett was arrested to
Tho Bennett deft } this Court at the Suit of Thomas Lund and not appearing It is ordered that the Sheriffe Shall produce the Said Bennett to the next Court or Soe much of the Said Bennetts Estate as will Satisfie as will Satisfie the Said Debt to the Said Lund or else Order to pass against the Sheriffe.

Whereas m^{rs} Godson was bound in a bond of Good behaviour from the 21th of October till the 5th of December towards the wife of Michael Baisey, and none appearing to renew the Said Bond, It is ordered that She be remitted from her Bond of Good behaviour

Andrew Keaton is Granted a nonsuit against Martin Kirke and is dismist and allowed Cost of Suit.

Geo: Skipwith plft } The Court hath ordered that if Cornelius
Ric: Ricknell defendt } Cannadie who is Security for Richard Ricknell doe not produce the Said Ricknell to the next Court to Answer the Suit of George Skipwith then the order to pass against the Said Cornelius Cannadie.

It is ordered that m^{r} Rich: Preston Shall pay unto John Shankes five hundred pounds of Tobacco and Caske and to be allowed the Said Tob: & Caske the next year out of the Levy

Certificate of three hundred Seventy and five Acres of Land p. 638
is Granted unto Daniell Goulson in part of Six hundred and fiftie acres of Land.

Walter Peake is Dismist from the Court being Wittness for ffrancis Vandan and is allowed his Charges and Loss of time which is 120^{l} of Tobacco.

Liber B. mr Robert Brooke Esq plft } mr Phenwick is Dismist in the Differ-
mr Cuthbert Phenwick deft } ence depending from the last Court to this and the Said Brooke not prosecuting, mr Phenwick is allowed his full Cost of Suit.

Attachment is Granted unto Richard ffoster against the Estate of Colonell ffrancis Yardley.

Whereas by Act of Assembly a County Court is to be Erected in the County of Marys & Potomock and that the most Convenient place is at the House of John Hamond for the keeping of the Said Courts, and that he the Said Hamond hath undertaken to build forth with a Sufficient Court house at his own Cost and Charges It is therefore Ordered that Licence be granted to the Said Hamond for retayling of wine and Strong Liquors and that he Likewise undertake to provid a ferry for the Convenient passage of people over Newtowne River

Alce Griffine plft } The Court hath granted a refference
Cornelius Cannady deft } unto Cornelius Cannady to the next Court in the difference depending between the Said Cannady and Alce Griffine with Consent of both parties.

Constables It is ordered That John Hodgine and John Grammer are to be Constables for the North Side of Putuxent & Ishmeall Wright Constable for the South Side, & ffrancis Billingley to be Constable for the Clifts & to be at the next Court to take their Charge of the office of a Constable.

Ishmael Wright aged 40 years or thereabouts Sworne and Examined Saith. That mr Eltonhead being at yor Deponents house one Night fell in discourse about Phillip Hyde and Henry Bullin, Concerning their Land that they were Seated on, mr Eltonhead Said that he had five thousand acres of Land
p. 639 to take up there, and Said he could take away that Land which they were Seated on, and we answered and Said, that they were honest men, it were pitty to take it from them and he Said Soe, two Good Labouring honest men, I do not intend to Molest them, for I have intended already where I will begin to Survey upon the Clifts and I Shall fall Short of them And further Saith not the mark of
Ishmael R Wright

Peter Joy aged 26 years or thereabouts Sworne & Examin'd Saith That your Deponent went about to build a house for Cornelius Cannady which Samuell Griffine was to pay for, and

yo[r] Deponent asked Cornelius where this house Should Stand Liber B.
and he told your Deponent where it Should be, and the posts
were brought in where he appointed where the house Should
Stand, and further Saith not the marke of
Peter PI Joy

Rebecca Hall aged 30 yeares or thereabouts Sworn & Examined Saith.
That She this Deponent Saw the Markes of the blowes which Martin Kirkes wife gave m[rs] Bonyfield which was as broad as your Deponents hand and kirkes wife called m[rs] Bonyfield whore and Said She would prove a whore and further Saith not the marke of
Rebecca × Hall

Christian Bonifield aged 46 years or thereabouts Sworne and Examined Saith.
That upon a time your deponent was at the house of Marke Phepoe and Mary Kirke the wife of Martin Kirke Said that She would hang that Rougue Potter, for She had that about her would hang him and bound it with a bitter oath, that before he Should want a hangman She would hang him herself and furth Saith not. the mark of
Christian × Bonifield

Rebecca Hall aged 30 years or thereabouts Sworne & Examined Saith That Mary Kirke told your Depon[t] that She followed Potter from her house through my Ground where my husband was killed to his own fence and tooke up her Corne under Potters fence and further Saith not

Rebecca Hall Sworne and Examined Saith, That Mary Kirke Said that Marke Phepoe was a Rougue and that She p. 640
was never Mastered by a Rougue before, And further Saith not

Elizabeth Potter aged 29 years or thereabouts Sworne Saith That upon a time Mary Kirkes Came into the house of Henry Potter and Rebecca Hall and She had Some words, and Rebecca Hall Said, Mary Kirke you Said that Markes Phepoe Came into your house and you told me that you beat him, and Mary Kirkes answered againe She would doe worse to him for he Came and flung her upon the bed, and was faine to hold myhand in his throate and my Sword in my other hand Rebecca Hall made her Answer againe you will foreswear it and deny it and further Saith not. the marke of
Elizabeth × Potter

Liber B No. 3. p. 133 Know all men by these presents that I Henry Bishop have assigned made over and Delivered unto John Medley all the Remainder of my Cropp of Tobacco now hanging in John Greeneways Tobacco house and is the proper Goods of the Said John Medley after the Said John Greeneway is Satisfied and is in part of Consideration of a Bill of Nine hundred weight of Tobacco and Caske already due, John Greeneways debt is one thousand nine hundred and fifty, In Wittness hereof I have hereunto Sett my hand this 30th of November 1654

In the presence of — the mark of
John Greeneway — Henry HB Bishop
Zacha: Wade

Will May his mark viz. the left Eare Cropt & a half moone and the right Eare Cropt and a Slitt in the Crop.

p. 135 John Domall his Marke is vizt the Swallow Tayle on both Eares & Underkeeld under the right Eare

This Bill bindeth me William Nugent my heirs Executrs Administrs and Assignes to pay or Cause to be truely paid unto James Waker or his Assignes the full Sume of Seven hundred Twenty and three pounds of good Merchantable leafe Tobacco in Caske at or before the tenth day of November next Ensueing the date hereof In wittness whereof I Sett my hand this Second day of March Anno 1654

Wittness me — William Nugent
John Browne, Benjamin Gill

At a Provinciall Court holden at Putuxent
the 24th day of Aprill 1655.

Present { Mr Rich: Preston — Capt Sampson Waring
mr Wm Durand — mr John Lawson
Capt Robt Sly — mr John Hatch.

p. 136 It is ordered by this Court that a Commission for the Exerciseing of the Militia in Putuxent County be granted to Capt John Smith and Capt Peter Johnson That is to Say from Leonards Creek downwards Including both Sides of the River at Putuxent to Capt Smith and Capt Peter Johnson downwards on both Sides of the River

It is further ordered by the Court that a Cōmission for the Exercise of the Militia in St Maries and Patomock River be Granted to Capt John Sly and to Capt Richard Hodskeys vizt from Clements Bay upwards and all the forces in those parts

unto the Said Cap^{t} John Sly, and from the Said Clements Bay Downwards to point lookout Including all S^{t} Maries and the forces therein unto Cap^{t} Rich^{d} Hodskeys, And that Cap^{t} John Smith the Muster Master Generall Shall be Superintendent and Cap^{t} in Cheife over the Said Companies. Liber B. No. 3.

It is ordered that according to an Act of the last Assembly a Countrey Court Shall be Constituted in the Limits of S^{t} Maries and Patomock And the Said Cap^{t} John Sly be the president of the S^{d} Court, m^{r} Richard Hodskeys M^{r} William Barton M^{r} James Johnson, M^{r} Walter Beane M^{r} Edward Bolls & m^{r} Daniell Clocker Commission^{rs} And that any four of the Said Commission^{rs} whereof Cap^{t} John Sly M^{r} Richard Hodskeys, m^{r} W^{m} Barton and m^{r} James Johnson to be alwaies one may keep Courts as often as they Shall See Cause and have a Commission for that end.

It is ordered that a Commission be Granted to Cap^{t} Sampson Warring to be Commander of all the Military forces & Soldiers being and residing on Herring Creeke Including all the Plantacons about m^{r} Ayres his Creek and from them Downwards taking in Cap^{t} Carters and m^{r} Richard Wells his plantacons, & Extending down the Bay to the Land Seated by m^{r} Manning and So downwards According to an Act of Assembly in that Case Provided p. 137

It is orderd by this Court, that a County Court be Constituted in Putuxent, And that m^{r} James Berry, m^{r} Michaell Brooke Cap^{t} Peter Johnson, m^{r} Woodman Stockely, m^{r} John Pott m^{r} Phillip Morgan be Commission^{rs} and may keep Courts as often as they Shall See Cause, Provided that m^{r} James Berry m^{r} Michaell Brooke or Cap^{t} Peter Johnson be alwaies one

It is ordered that the Courts Shall hear and Determine all matters to and within the Value of 3000^{l} of Tobacco and 20^{l} Sterling for Civill and for Criminall Such actions as extend not to Life or member.

A Lre of Administracōn Granted to m^{rs} Phenwick

M^{r} Evens Convicted of high offence against the Publick by a Subscription under his own hand to a petition hath humbly acknowledge his offence in Court and desires mercy which is Granted him paying 2000^{l} of Tobacco and Caske towards the Publick damage occasioned in the late Warr raised by Cap^{t} Stone and his Complices.

Liber B. No. 3. John Ashcombe Confest in Court he was in Drink Shall pay 00[l] of Tobacco according to the Act of Assembly John Ashcombe fined 2000[l] of Tob towards the publick damage occasioned by Cap[t] Stone and his Complices, And the Said Ashcombe by Petition Subscribed, Some way Submitted to, through feare of Mischiefe threatned by them.

The Petitioners of Putuxent are discharged from the Contents, and Damage thereof by an Act of favour past unto them by this Court upon the acknowledgment of their offence and free Submission to the present Governm[t]

Richard Collet being Convicted of a Scandalous offence against the Governm[t] by his Subscribing of a Petition of Dangerous Contents and Consequence Shall be banished from this Province and give Security for his Good abearance to the present Governm[t] untill he Shall give Notice unto m[r] Lawrence Ward in Virginia part of whose Estate the Said Collett doth Manage in Putuxent River to appoint another in his room and
p. 138 Shall have Six weeks time for that dispatch and pay 1000[l] of Tob: to the Publick if his Security be taken as Sufficient for his good abearance aforesaid he may Stay till the 25[th] of December

Commission of Administracõn Granted to Alice Griffin wife of Samuell Griffin deceased, Robert Taylor John Knapp appointed to prize the Estate.

Whereas it appears by Cap[t] Cornwallies his Lre to m[r] John Wade that the S[d] Cap[t] Cornwallies did Ship Certaine Goods aboard the Goulden ffortune with the pduce of Tob Sent by Cap[t] Cornwallies to be Sold for the Said Wade to the Value of 22[l] 10[s] for the use of the Said John Wade to be delivered in Maryland a Note of which Goods hath been Exhibited to this Court, It is ordered that m[r] Richard Hodskeyes agent for the S[d] Cap[t] Cornwallies Shall deliver the Said Goods to the Said Wade or his Assignes according to the Scedule of Particulars Mencõned

Lieuten[t] Richard Banks and Thomas Tunnell being found in Armes against the present Government & pleading that they were Misled by the protestation of Cap[t] Stone who Said he had power from the Lord Protector and also did Surrender a ffort upon the first Summons are discharged from further trouble in the action upon their Submission and Good forbearance to the present Government

If it appears that ffrancis Walton hath Served Cap^{t} Willm Stone four yeares as by his petition affirmeth he Shall have his Corne and Clothes. Liber B. No. 3.

It is ordered that a Commission of Administracōn be granted to John Tomkinson on George Dolts Estates;

It is ordered that the Estate of George Dolts Shall be Liable to Satisfie 1060^{l} of Tob: to Phillip Land being due to him by Specialty

Wherein it appeares to the Court, That Phillip Land Stands indebted unto Henry Catlyn Gent the quantity of 1788^{l} of Tobacco and Caske and one Calf due Long Since. p. 139

It is ordered that the Said Phillip Land Shall pay unto the Said Henry Catlyn or his assigns the debt aforesaid, and if the Said Land Shall make it appeare that any of the debt afores^{d} is Satisfied, then what is paid or accounted Shall be a deduction to the Said debt. Provided that the Said Land doe make it appeare before the Execution be awarded.

Whereas Richard Reclesse is indebted unto m^{r} Richard Preston the Summe of 784^{l} of Tob, and one Attachment was Granted to the Said Richard Preston on 600^{l} of Tob being to the Said Reclesse and remaining in the possession of Cornelius Canneda and now the Said Richard Preston Sueth for a Judgm^{t} upon the Said debt what is in the Said Cornelius' possession.

It is ordered that the Tobacco be attached as aforesaid Shall be Seized for the Satisfaction of the debt aforesaid Soe farr as it will pay.

Comission of Administracōn Granted to Daniell Gordon upon the Estate of James Memeis

If Phillip Land who is Charged with 1900^{l} of Tobacco which as Sheriffe he was ordered to pay unto Katheren Ebden out of the Levy for Physick Charges bestowed by her upon Richard Lawrence It is ordered that if the Said Phillip Land, doe not approve himself discharged thereof Lawfully he Shall be liable to Satisfie the Said Sum̄e to the Said Katheren Ebden or her Assignes.

William Lewis is indebted unto Samuell Parker the quantity of 1000^{l} of Tobaccoe and Caske as appears by Specialty produced in Court.

Whereas Michael Brooke arrested John Jarbo to the Last december Court upon an Action of Debt 600^{l} of Tob & Caske,

Liber B. No. 3. p. 140 where he appeared not, and the Court then ordered that if the Said Jarbo did not appeare the next Court which is this present Court, he Should have an order It is therefore ordered that the Said Jarbo Shall pay the Said 600[l] of Tob. to the Said Michaell Brookes and Such Costs and Damages, as Shall be made appeare to have been Sustayned upon the Action

Six hundred and Eighty pounds of Tob and Caske & a Beaver Skin is due to m[r] John Lawson by Specialty from William Lewis as hath been Satisfied in Court

John Medcalf Sheriffe by Cap[t] Stones appointment pressed Phillip Lands Boate for the last insurrection as appeares by Testimony of Henry ffox in Court It is ordered that the Said medcalf Shall Satisfie the Said Land for the Said Boat.

Daniell Gourden Sworn Saith that he this Deponent and John Delahayes and James Meines being Indebted unto Walter Beane by Bill the quantity of 1064[l] of Tob which Tobacco L W[m] Lewis received for the Said Bean and gave in the Bills.

1064[l] of Tobacco by the Deposition of Dan[l] Gourden appeares due to Walter Beane from Lieuten[t] William Lewis Estate & 400[l] by Bill as aforesaid

Cap[t] John Smith plf[t] / John Homond defend[t] } Execution granted to Cap[t] John Smith on the Estate of John Hamond for 1500[l] of Tob. due to the Said John Smith by a Judgment w[ch] the Said Hamond acknowledge against himself in Crt holden in October last at Putuxent

Henry Bullen being Summoned as a Wittness on the behalf of Peter Godson attended 3 dayes Shall be Satisfied 60[l] of Tobacco.

Susan ffrizell being Convicted for running away from her Master Daniell Goulson 3 weeks Shall double the time of her departure, and ffifty pound of Tobacco damage, But Complaining of Extream Usage and Expressing in Court a great feare the Said Susan had of returning to her Service aforesaid because of Such Rigor, The Court Judge Necessary for the avoiding of Danger, Set the Servant free from her Said Master
p. 141 and Mistresse Service loosing her Corne and Clothes due at the Expiration of her time and giving Security to the S[d] Daniell Goulson to pay 500[l] of Tob & Caske at the first Crop Ensuing

M[r] Luke Gardiner gives the Said ffrizell 300[l] of Tob and Caske, W[m] Dorrington 100[l] Peter Achilles 50[l] Henry Cane 50[l] W[m] Stogden 50[l] which Tobacco the Sheriffe undertakes to

Collect and pay unto the Said Daniell Goulson, John Seawell also giveth 50[l] of Tob for the use aforesaid Liber B. No. 3.

In Aprill Court 1654 Lieutenant W[m] Lewis acknowledged a Judgment against himself for the payment of 810[l] of Tob due to Cap[t] John Barriffe for which the Said John Barriffe hath reced no Satisfaction, It is ordered that Execution be awarded on the Said tob except 3[l] which Barriffe is to allow for Court Charges at the Court Aprill 11[th] 1654.

Henry ffox being Credito[r] to the Estate of ffrancis Poesey deceased as by a Judgment in Court acknowledged by the S[d] Poesey appeareth Sueth for Administracōn on the S[d] Estate which is Granted.

If Cornelius Canada doth not Satisfie unto George Skipwith for a boate Saile and oares, which Skipwith borrowed of Thomas Davis for Richard Recklesse by the next Court the S[d] Canada being Security for Recklesse appearance at the last Court: And the Said Recklesse not appearing The Court ordered that a proceeding Should be against Canada, then an Execution to be awarded agst the Said Cannada.

Attachm[t] is Granted to Henry ffox upon the Estate of Thomas Hamond for 1166[l] of Tobacco and Caske by Bill from the said Hamond to the said Henry ffox to be responsible to the said ffox upon the said Hamonds appearance or Legall Determination

It is ordered that Cap[t] John Smith Shall be Constituted Muster Master Generall for S[t] Maries Potomock and Putuxent Counties, And is hereby Impowered to exercise the said office in as large and ample manner as hath been formerly practiced by such an offic[r] and as the present occasions doe or may require here. p. 142

It is ordered that Cap[t] John Smith doe take what Care he may Concerning the Estates of Delinquents which are Sequestred in Putuxent and Potomock and S[t] Maries to take an Inventory thereof and use such prudent means to save Indamnified the said Estates as he shall think fitt untill further Order Come from the Governour & Councell under his highness the Lord Protector. p. 143

ffrancis Brooke plt
Henry ffox Defendant } The plantiffe having made it appear to the Court that the defendant is indebted

Liber B. No. 3. unto him the Sume of 3650^{l} of Tob and Caske the defendant having Liberty to discompt and having discounted 1391^{l} of Tob out of the aforesaid Sume It is ordered that the Said Henry ffox Shall Satisfie the remainder which is 2259^{l} within tenn dayes, with Court Charges or else Execution

Whereas Phillip Land Complaines to this Court that he had Severall Goods taken from him when the Soldiers was last at Maryland, and desireing that he might have Examined by Some Magistrate three or four of that Company, which he hath in Suspition, It is thought requisit that he may So doe for the recovering of his So Lost; by a Legall Course in Law.

Whereas m^{r} Thomas Hebden late of this Province of Maryland deceased did before his death by a Certaine Conveyance or Deed in trust dated the 13th day of June 1649 Give and Make over unto Nicholas Cawseen Barnaby Jackson and Luke Gardiner (as feoffees in trust) his whole Estate therein Mencōned to the uses therein Expressed Now know all men by these presents That we Lawrence Starkie Esq Successor unto Thomas Copler Esq in the Said Deed in trust named Nicholas Cawseene and Barnaby Jackson feoffees in Trust aforesaid for our Selves and in the behalf of the Said Luke Gardiner the
p. 144 other ffeoffee, Doe acknowledge to have had and received of Katherne the late wife and relict of the Said Thomas Hebden full Satisfacōn and payment for and touching Every part & porcōn of the Said Thomas Hebdens Estate whatsoever mencōned or intended by the Said Conveyance or Deed in trust appearing upon Record in the Secretaries office of this Province to be Conveyed given or intrusted with or to us or any of us or our assignes to any use intent or purpose whatsoever, And therefore and of every part and parcell thereof doe hereby for ever fully and absolutely acquitt release and Discharge her the Said Katherne her heirs Executors Adm^{rs} and Assignes And all & every other person or persons any way thereby Concerned So as they nor any of them Shall not at any time hereafter be any wayes Sued Molested or troubled for or Concerning the Same or any part thereof. Wittness our hands this 9th day of December 1653

Wittness our hands the 18th day of may 1654
William Bretton
Benjamin Gill

Nicholas Cawseene
Barnaby Jackson
Luke Gardiner

Know all men by these presents that I Lawrence Starky of S^{t} Inegoes having full power from m^{r} Nicholas Cawseene and Barnaby Jackson feoffees of Trust to m^{r} Thomas Hebden doe acknowledge my Self to be fully Satisfied for Such Legacies

as m^r^ Thomas Hebden did give before his decease, Wittness Liber B. No. 3.
my this 9^th^ of December 1653
Test p the mark of Law: Starky
Samuell × Harris
the mark of
William O Hurd

It is ordered by this Court that I, Henry Catchman shall sett p. 145
up for Cap^t^ Peter Johnson, Thirteen Tunns one hogshead of good sufficient Tobacco and Caske, to be all sett up according to his Condition either at his new or old plantacō̄n, the Caske to be all made between this and the first of October next Ensuing, the said Cap^t^ Johnson to provid whop Timber for the said Caske, And the said Catchman to make use of the Timber that is already provided, and the said Catchman to have Liberty to dispose of the residue of the Timber when the aforesaid Caske are finisht.

At a Court holden the 22^th^ of Aug^t^ 1655 p 148

Present { Cap^t^ W^m^ Fuller, Cap^t^ Sampson Waring; m^r^ Edward Lloyd, m^r^ Tho: Meeres; Cap^t^ Ri: Ewen }

It is ordered that the Sherriffe shall have power and is hereby impowered to distraine the Goods of all such persons as shall refuse to pay unto him or his assigns all or any such ffees as are due to him or shall deny to pay him such Tobaccos as are due by Levies & Secretarys ffees which he is to receive. William Ffuller

Mary Hodger the present Executrix unto John Hodger deceased being through the permittance of Almighty God intended to mary doth by these presents before the day of Matrimony make over and give unto her Son John Hodges one Compleate Suit of bedding that is to Say one feather bed and bolster and rugg and two blanketts with a Suit of Searge Curtaines and Vallence trimmed with Silk frenge as also a p. 149
fowling piece and an Iron Pott, for the performance of which particulars; Richard Kanery who is now to mary the S^d^ Executrix doe bind himself to See the premisses faithfully performed; when y^t^ the age of eighteen yeares unto which agreem^t^ We doe Sett our hands this 12^th^ day of July 1655.
the mark of Richard RK Kanery
the mark of Mary M Hoggen
more to be added one Silver Sack Cup & a dram Cup
In the presence of us
James Veitch. William Stevens

Liber B. No. 3. This Bill bindeth me Richard True of the Province of Maryland Boatwright my heirs Executors Administ^rs or Assignes to pay or Cause to be paid unto Arthur Turnor of the Same place his heirs Executo^rs Administ^rs or Assignes the true & Just Sume of one Thousand Seven hundred forty and Seven pounds of Good Merchantable Tob in Leafe and Caske to be paid at or upon the last of November next Ensuing the date hereof at Some Convenient place on the North Side of Wicockomoco River and for the true and Just performance of the Same I have hereunto Sett my hand this 21^th day of ffebruary 1654 Richard × True his marke

Signed and Delivered in the presence of the marke of M Walter Gest

At a Court held at Putuxent the 3^d of october 1655

present { Cap^t William ffuller, m^r Edward Lloyd, m^r Richard Preston, m^r Thomas Meeres, m^r W^m Durand.

Henry Bullen plfe } mr Michael Basy } The plantiffe declares and proves that the defendant hath killed a Sow belonging to the plantiffe, and whereas the defendant offereth in Court to deliver a Sow of the like Value to the plantiffe, It is ordered by the Court that the Said Defendant Shall deliver a Sow of the like Value to the S^d plf^t upon Demand & Charges of Court. Pet in Court.

p 150

Administracon of the Goods & Chattells of John Crabtree Granted to William Stevens Sueing for the Same, And it is further ordered that for the advancement of the Estate being weake the Said Estate Shall be Sold at an outcry for the better Satisfaction of the Credito^rs, And that Edw^d Good Shall be paid in the first place for what he Shall make appeare due for Servitude.

Edward Good Sues for payment of eight pounds Sterling due to him from John Crabtree for Service.

William Stevens Claimeth of the Estate of John Crabtree, the Sume of five hundred and Eighty three pounds of Tob:

Alexander Magrudder Claimes of John Crabtree one hundred and Seventy pounds of Tobacco.

Michael Basey Claimes of the Estate of John Crabtree one hundred thirty two pounds of Tobacco as by account appeares.

Mr Richard Preston Claimes upon the Estate of John Crab- Liber B. tree Seven hundred and Ninety pounds of Tob: and Caske. No. 3.

The Difference between Henry Bullen & Michael Basey is referred to the Arbitremt of two men to be Indifferently Chosen between them, And that their Award Shall be performed within tenn dayes or Else Execution.

Deposition of Tho: Robinson

Thomas Robinson Sworne Saith that eight pounds Claimed by Edward Good upon the Estate of Jno Crabtree his master is due to him for Service T

Be it known unto all men by these presents That I John p. 151
Hawkins doe give unto William Baten a free discharge of all bills dues bonds reckonings or accounts of what Nature or quality Soever they were of and doe acknowledge to have received full Satisfaction therefore and all other Controversies whatsoever, In wittness whereof I Sett my hand october the 4th 1655 the mark of ×
Testis. Willm Moffett John Hawkins
Richard Smith

Be it known unto all men by these presents that I William Baten doe give a free discharge unto John Hawkins of all bills dues bonds reckonings or accounts of what Nature quality So ever they were of and doe acknowledge to have received full Satisfaction therefore and all other Controversies whatsoever In Wittness whereof I sett my hand october the 4th 1655.
The mark W B of Wm Batten
Testes Will: Moffett
Richard Smith

William Stevens Claimeth on John Crabtrees Estate Seventy four pounds of Tobacco for Goods besides the Bills.

Peter Johnson Sayth that he heard John Crabtree Sonne of John Crabtree Say that Eight pounds Sterling was due to Edward Good for Service P I

Michael Basy Convicted in Court for Swearing William Stevens Sworne Saith that this deponent Coming to Michael Baseys house, with James Veitch the Said James Veitch demanding a Grindstone Michael Basy replied he Should not have it, the Sd James Veitch Said Answered that he must have p. 152
it, to Carry it to the rest of the Goods, The Said Baisey answered you have delivered the Grindstone to me to keep, and Swore Gods, blood I will be the death of that Man that

Liber B. No. 3. Shall fitch it away and be Sure you bring a strong Guard along with you

It is ordered that Peter Godson Shall pay unto William Batten the Summ of twelve hundred Sixty two pounds of Tobacco which is in Court Confessed due.

Whereas William Wilkinson Clerk desireth Certificate from this Court Concerning the decease of John Crabtree and John Ramsey the Court having Testimony thereof doe Certifie that the S^{d} John Crabtree and John Ramsey are departed out of this Life and are dead.

Upon two former orders It appeareth that Phillip Land is indebted to to Katherine Edben the Summe of fourteen hundred ninety Eight pounds of Tobacco, It is ordered that Execution be awarded on the Estate of the Said Land to Satisfie the Said debt of one Thousand four hundred Ninety eight pounds of Tobacco and Charges.

Whereas William Dorrington hath been Imployed by the Publick to look unto that Estate of Cap^{t} William Stone which is made liable by order of Court to Satisfie the Publick Damage upon his late Rebellion, And the Said Dorrington did accept of that Imployment and is in it now. These are therefore according to an order of Court the Second day of September one Thousand Six hundred fifty five to require the Said Dorrington to look to all that Estate late belonging to Cap^{t} Stone in Putuxent, that no part thereof be Imbezeled or Carryed away, And if any Should Come by force to disturb the Said Dorrington in that respect, he is to require aid and assistance to Suppresse any Such riot or force & to repell it And all officers are hereby required to be aiding and assiting therein.

William Durand Secretary

p. 153 William Marshall Sworne Saith that he this Depon^{t} heard Thomas Ashbrooke and his wife Say that Walter Guest Should put a Graine of Corne in his mouth and make a Vow to God that he would be the Death of Some of them if he Sho^{d} be punisht at the Court.

sign
William A Marshall

Upon the Petition of Elizabeth Smith Sueing for Charges of her husband and herself being Summoned Wittnesses in a Cause depending between Bartholomew Herring plf & Phillip Hide defend^{t} and the Said Hide was ordered to pay Charges, It is therefore ordered that the Said Phillip Hide Shall pay

unto the Said Smith and his wife one hundred and twenty pounds of Tobacco for their attendance as Wittnesses Liber B. No. 3.

Lieutenant William Evans hath openly in Court Confessed himself.

John Sutton Complaineth that he was falsly Imprisoned by Cap^{t} William Stone and So detained for the Space of Eighteen dayes and Sueth for Satisfaction from the Estate of the Said Cap^{t} Stone for his damage in that behalf, In regard that the S^{d} Cap^{t} Stone is not resident in the Countrey and hath no Attorney Extant, It is ordered that an attachment be issued out in the behalf of the Said John Sutton on the Goods of the Said Cap^{t} Stone to be liable to Satisfie two thousand pounds of Tobacco to the Said John Sutton if it be by the Court So determined.

Whereas Michael Basy hath abused himself and the Governm^{t} in Swearing and Violent outragious threatnings against James Veitch, It is ordered that the S^{d} Michael Basy Shall pay tenne pounds of Tobacco for Swearing and find Sureties for the Good behaviour.

M^{r} William Batten Claimes of the Estate of John Crabtree deceased Six hundred and Seven pounds of Tobacco & Caske

m^{r} William Ewen and Mathew Smith have acknowledged in Court themselves to be Sureties for the Good behaviour of Michael Basy untill the next Court and the Said William Ewen and Mathew Smith for themselves and the Said Michael Basy for himself doe bind themselves in the penalty, one hundred pound Iointly and Severally for the performance of the Said Good behaviour p. 154

Michael W Basy Signe
William Ewen
Signe Mathew × Smith

At a Court holden the fifth day at october 1655

Present { Cap^{t} W^{m} ffuller, m^{r} John Hatch; m^{r} Will^{m} Durand, m^{r} Woodman Stockley; m^{r} Edward Lloyd, m^{r} Thomas Meeres }

Whereas James Berry hath been Convicted of Severall Subscriptions against the present Government tending to Sett up & abett a false and usurped power of Cap^{t} Stone ; It is ordered that a fine of two Thousand pounds of Tobacco be imposed upon the Said James Berry to be Levied upon his Estate to the protecto^{r} and that he Shall abide in the Sheriffes Custody untill he Shall give Security for the paym^{t} thereof:

Liber B. No. 3. It is ordered That Robt Taylor being Convicted of Subscribing to a Petition against the present Government Shall pay one Thousand pound of Tobacco and Caske to the Lord Protector and abide in in the Sheriffes Custody untill he Shall give Security for the payment thereof.

Capt. Peter Johnson hath appeared in Court and undertaken as Security for mr James Berry to pay two Thousand pounds of Tobacco to the publick

Peter Godson being Convicted of Stealing a bodkin from the wife of John Hambleton and Concealing the Same Shall according to the Act of Assembly Shall restore four fould in Silver which is four Shillings and Six pence to the defendt with the Charges of Court being four hundred and Sixe pounds of Tobacco

William Stockden Claimes of the Estate of John Crabtree deceased the Sume of fifty one pounds of Tob. which he hath proved in Court.

It is ordered that Capt Peter Johnson Shall be Satisfied out
p. 155 of the Estate of Capt William Stone for all Such Charges & Damages as he Shall make appeare to be due to him upon a false Imprisonmt and in the mean time an Attachment to be awarded upon the Goods & Chattells of the Said Capt Stone to the Value of four thousand pounds of Tobacco to be liable to Satisfie the Said debts if it be So determined by the Court

William Bramhall having been formerly Convicted of Subscribing to a Rebellious Petition, and now againe hath Subscribed another to that effect, It is ordered that the Sd Bramhall Shall be at the Charge of building a pair of Stocks and See it finished within one Month, And that the Sheriffe Shall Cause this order to be performed

John Wade and William Evans acknowledge themselves indebted the Sume of three thousand three hundred pounds of Tob: and Caske to be paid to this present Court, or to whom they Shall appoint to receive for the publicke use, which Tob: is to be paid at the plantation either of the Said John Wade or William Evans upon Lawfull demand for the which payment they bind themselves in the presence of the Court in the penalty of Sixe thousand pounds of Tobacco to be paid as aforesaid

John Wade
William Evans

Whereas Peter Sharp Complaineth that he is damnified the Sume of three thousand pounds of Tobacco by Capt Stone and his Complices who tooke divers armes and Provisions from the Said Peter Sharp at his house, It is ordered that an Attachment be awarded at the Suit of the Said Peter Sharp on the Estate of the Said Capt Stone to be Liable to Satisfie the Said debt if upon proofe it be So determined Liber B. No. 3.

Mr Edmund Stokeley is Security for Robert Taylor to pay Seven hundred pounds of Tob & Caske to the publick use

Capt John Price and Capt Iosias Fendall have acknowledged in Court that Gunnes were taken away from mr Sharpe by the Souldiers under Capt Stone

mr James Berry his ffine of two thousand pounds of Tob to the publick is Remitted to one Thousand. p. 156

Robert Clarke gent hath openly in Court Confessed himself to be a Roman Catholick owning the Popes Supremacy

Whereas Robert Clarke gent being fined tenn thousand pounds of Tob to the Lord Protector for the Publick as by order of Court holden at Providence appeareth and being required to give Security according to the Said order pleadeth his debility of Estate; The Court doth accept of three thousand pounds of Tobacco and Caske out of the Bills in the hands of Iames Veitch, And the Plantation of the Said Robert Clarke Scituate in Brittaines Bay in full of the Said debt by fine.

Lieutenant Banks having been formerly Convicted of appearing in armes on the behalf of Capt Stone against the Lawfull Government of the Province, and left upon his Good Abearance, And hath againe done Something to to obstruct the Choice of the Burgesses, It is ordered that he Shall find Sufficient Sureties for his Good abearance to the Publick Governmt and to all the people thereof.

Capt Peter Johnson is Security for the Said Lieutent Banks according to the order.

Whereas Capt Price was fined thirty thousand pounds of Tob in relation to his Rebellion with Capt Stone agst the present Government, And hath Since pleaded that he is antient, and his Estate not able to pay the Said fine It is thought fitt by the Court to Order that if the Said Col Price Shall Securely & Certainly pay tenne thousand pounds of Tobacco and Caske upon Lawfull demand it Shall be Satisfactory, but in Case he

Liber B. No. 3. Shall make default therein, to be Liable to the Said full Sume of 30000

It is ordered that if Owen James being fined five thousand pounds of Tobacco to the publick & pleading his inability, Shall pay three thousand pounds of tob: and upon payment
p. 157 thereof Shall be discharged, It is Agreed by the Court that one thousand pounds of Tobacco which the Said Owen James oweth at Severne Shall be allowed out of the Said three thousand.

It is ordered that an attachment be awarded on the estate of Capt William Stone to be Liable to Satisfie unto William Chaplyn the Value of five Gunnes and other provision if he Shall make it appeare to be due upon a Legall determinacon

It is ordered that mr Batten's Servant being taken Captive in the last Rebellion by Capt Stone and his Complices Shall be restored to his Master.

Thomas Mathewes hath openly in Court Confessed himself to be a Roman.

An Attachment is Granted to Ismael Wright to the Value of two thousand pounds of Tob: on the Estate of Capt William Stone So much as he Shall make appeare due to him to be Satisfied upon Legall determination

Thomas Mathews being found in the last Rebellion of Capt Stone and his Complices, Shall find Sureties for the Good abearance to the present Government.

Robert Clarke Gent hath in open Court aliened and assigned all that parcell of Land belonging to the Said Robert Clarke Scituate lying and being in Brittaines Bay upon Patomock river to the publick use, and all the Edifices Commodities and Appurtenances to the Said Land any wayes belonging And doth undertake to deliver up the Patent of the Said Land to the use aforesaid and to Vouch the Assignment & alienation thereof. Robert Clarke

William Mills undertaketh in Court to be Surety for Thomas Mathewes for his good abearance to the present Government and the people under the Same in the penall Sume of one hundred pounds Sterling Wm Mills

William Boreman Confesseth in Court that his a Roman Catholick and that he was borne and bred So

William Boreman being Convicted of Compliance with Cap^t^ William Stone in the last Rebellion Submitteth himself to the Mercy of the Court, And thereupon remitteth the publick offence, but amerceth him to pay one thousand pounds of Tobacco towards the damage Sustained by the Said Rebellion and to remaine in the Sheriffes Custody untill the Said Boreman Shall pay the Said Summe or give Security for the payment thereof Liber B. No. 3. p. 158

Nathaniell Burroughes engageth himsell in Court as Security with the Said William Boreman for the payment of the fine abovesaid and for his Good abearance to the present Government in the penalty of one hundred pound Sterling.

Nathaniell Burroughes

It is ordered that an Attachment be issued out on the Goods & Chattells of Cap^t^ William Stone to the Value of four thousand pounds of Tob: and Caske to be liable to Satisfie So much to m^r^ William Parker if So much Shall appeare due and it be So determined by the Court.

It is ordered that an Attachment be issued at the Suit of Richard Preston Attorney of Thomas Potter of London Merchant on the Estate of Mathew Stone to be liable to Satisfie unto the Said Potter three hundred Seventy four pounds of Tob due by Specialty

It is ordered that an Attachment be issued on the Estate of Mathew Stone at the Suit of Will^m^ Batten to be liable to Satisfie unto the Said Batten the Summe of three hundred and twenty pounds of Tob and a Gunne if it So appeare and be determined by the Court.

Whereas Josias Fendall gent hath been Charg'd in the behalf of many of the Comōns Inhabitants of Maryland by their Declaracōn Exhibited in Court, That he the Said Josias Fendall Contrary to his oath taken to the present Government of the S^d^ Province Hath openly acted to the disturbance of the publick peace & Government of the Said Province for that end assuming a pretended power from Cap^t^ William Stone to the great hindrance of the publick affairs and to the distraction and Damage of the people. To which Charge the Said Josias Fendall having full and free liberty to Answer hath made no Sufficient plea to traverse or make void the Said Charge but rather disowning the power of the Court, It is therefore ordered by this present Court that in regard the Said Josias Fendall hath & Still doth give Iust ground of Suspition p. 159

Liber B. No. 3. of his dangerousness to the publick peace of this Province, if he Should enjoy his liberty, He the Said Iosias Fendall Shall goe to the place from whence he Came a prisoner and there abide in Safe Custody untill the Matters of Governm[t] in the Province of Maryland Shall be further Settled and fully determined by his highness the Lord Protector of England and Councell of State upon a Legall hearing, To which also the Said Josias Fendall doth Consent in Court

Henry Parnell hath appeared in Court holden at Putuxent the 8[th] of october 1655 in the behalf of Edward Packer as Security for the payment of a fine Imposed upon the Said Packer of five thousand pounds of Tobacco and hath intreated the Court to Mittigate the Said fine, who thereupon have remitted one thousand pounds of Tob of the Said fine, And the Said Henry Parnell doth in the presence of the Court Engage himself with the Said Edward Packer to pay four thou-
p. 160 sand pounds of Tobacco and Caske unto the Publick upon Lawfull Demand Henry Parnell

Henry Parnell in the behalf of Job Chandler gent engageth himself to this present Court, That the S[d] Job Chandler Shall be an appeare ready at the house of the Said Henry Parnell in Wicocomoco river upon the last day of october Instant, To attend Such order as this Court Shall Committ to Such persons as they Shall think fitt to Execute the Said order against the Said Job Chandler Concerning his fine of fifteen thousand pounds of Tobacco to the publick imposed & yet to be Levied on the Estate of the Said Job Chandler Henry Parnell

Whereas James Waker by a writing under his hand Confesseth Certaine debts to be due to Georg Burbage, And it appeares by Bills Exhibited in Court that the Said debts amount unto twelve hundred and fifty pounds of Tobacco, It is ordered that the Said James Waker having appeared by an Attorney, and had Liberty to defend himself in the Said plea of debt and brings nothing to traverse the Suit of the plf, but on the Contra[r]y acknowledgeth, Shall pay the Said twelve hundred & fifty pounds of Tobacco to the Said George Burbage or his Assigns and Charges Expended in the Suit

Whereas Phillip Land was arrested at the Suit of John Barriffe, Attorney of ffrancis Emperour, and the Said Land avoided to Answer the Suit, It is ordered that an attachment be issued on the Goods & Chattells of the Said Land to be liable Satisfie two thousand Seven hundred and fifty pounds of Tobacco to the S[d] Emperour, if it be So determined, And the Said Land is to appear at the next Provinciall Court

John Barriffe Attorney of ffrancis Emperor arrested John Cornelius for debt, And the Said Cornelius being Sick and not able to Come to Court desireth a Reference to the next Court, It is ordered that if the S[d] Cornelius doe not appear at the next Court, Judgment Shall proceed against him. Liber B. No. 3. p. 161

The Suit depending between Richard ffloyd plf and William Johnson def[t] is referred to the determination of the next Court.

John Dandy hath openly Confessed in Court that he is a Roman Catholick.

Whereas John Dandy hath been found Culpable in Compliance with Cap[t] William Stone and his Complices in the late Rebellion against the present Governm[t] and is Convicted thereof And hath Submitted himself to the Mercy of the Court, It is ordered that the Said John Dandy Shall be amerced the Sume of two Thousand pounds of Tobacco towards the Satisfying of the publick damage.

Upon the Humble Petition of William Ewen his fine of two thousand pounds of Tobacco is remitted to one thousand

John Pyle Confesseth himself in Court to be a Roman Catholick and hath acknowledged the Popes Supremacy.

It is ordered that John Jarbo and James Langworth being Convicted of acting with Cap[t] William Stone in the late Rebellion against the present Governm[t] And having found favour in respect of their being drawn into that engagement not willingly as they plead, It is ordered that each of them Shall pay one thousand pounds of Tobacco towards the publick damage Sustained by means of the Said Rebellion and Secure the payment thereof.

Execution is Granted at the Suit of Cap[t] John Smith for fifteen hundred pounds of Tobacco due to him from Cornelius Johnson.

October 12. 1655

Received of Cap[t] William Fuller eleven Gunnes and tenne Locks in full discharge of all Such Gunnes and Locks as were taken from the Shopp of John Dandy after the last Rebellion of Cap[t] Stone and his Complices I Say the day and Yeare abovewritten, The Said Gunns and Locks were taken by Cap[t] Smith and Some others with him p. 162

Signed & dd in the presence of
W[m] Durand, Josias Fendall

John D Dandy
Sign

Liber B. No. 3. This Bill bindeth me Thomas Marsh my heirs Execut[rs] Administrato[rs] and Assignes to pay or Cause to be paid unto William Allen his Assignes the full and Just Quantity of thirty Sixe thousand pounds of Sound bright large Merchantable Tobacco & Caske to pay at all demands and not to lye above foure leagues distant from the now dwelling house of of the Said m[r] Marsh In Wittness whereunto I Sett my hand this Seventeenth day of ffebruary 1653

Tho: Marsh

Attestantibus
William Stone
Tho: Hatton

These presents Wittness that I Phillip Land do Substitute and ordaine my well-beloved friend m[r] James Langworth to be my true and Lawfull Attorney in all Causes whatsoever in my Name and for my use to receive of any person or persons that is indebted unto me both Summes of Tobacco or other Goods either by bill or Accompt and likewise to acquitt & discharge any person or persons upon payment, and likewise I give unto my Said Attorny full power to arrest implead and recover by law any debt belonging to me. Giving and Granting unto my Said Attorney as much power and Authority as any Attorney ought to have, And what my Said Attorney Shall doe in the premisses I doe by these presents Ratifie Confirme and allow as if I were personally present my Self. In wittness whereof I have hereunto Sett my hand & Seale this 20[th] of decemb 1655 Phillip Land

Signed Sealed & delivered in the presence of
Robert Greene
Geo: Goodrick

p. 163 At a Provinciall Court holden the 26[th] day of December 1655.

Present { m[r] Rich: Preston m[r] Michael Brooke m[r] John Potts
m[r] W[m] Durand m[r] Woodman Stockley.

M[r] John Norwood Sheriffe of Providence hath Petitioned this Court, That Whereas W[m] Evans is indebted unto him by Bill 1500[l] of Tob & Caske, Thomas Trueman 350 Cap[t] William Stone 820 m[r] Job Chandler 500 Edward Packer 1260 Geo: Tompson 450, Robert Clarke 1660, Henry William & John Cosey 2000 for ffees & Charges due to him from the Said persons when they were prisoners upon the last Rebellion of Cap[t] William Stone (as the Said Sheriffe hath deposed in

Court, It is ordered that if the Said persons Shall not Satisfie the aforesaid Severall Sum̄es of Tobacco to the Said John Norwood upon Lawfull demand, the Sheriffe of those Counties Shall have power to make Seizure by way of distress of the Said debts and deliver the Value thereof to the Said Norwood or his Assignes Liber B. No. 3.

It is ordered that William Hunnington Shall be allowed his Corne and Clothes from the publick account of fines in regard he last Served the publick

Griffin George Sueth for 500[l] of Tob due to him from Thomas Trueman for Corne which the Said George Sold to the Said Trueman as appeares by the oath of John Tawney in Court, It is ordered that an attachment be issued on the Goods of the Said Trueman for the Said Debt untill the Said Trueman Shall appeare to Cleare the Said attachment in Court, or that the Court Shall give further order thereupon. p. 164

It is ordered that the Estate of John Crabtree Shall pay to Ismael Wright 300[l] Tob for diett & Accommodation in his house in the time of Sickness

It is ordered that Alexander Magrudder Shall be allowed from the Estate of John Crabtree 166[l] of Tob.

John Milain Merchant hath assigned 500[l] Tob & Caske in the hands of William Ewen to be paid to the publick for his default in not performance of an Act of Assembly to the Charge Impended therein.

Whereas Henry Kathman is indebted unto W[m] Batten 717[l] Tob & Caske, It is ordered that the Said Katchman Shall pay the Said Tob within twenty dayes or otherwise Execution to be awarded.

Whereas Cuthbert ffenwick was in his life time indebted unto George Mees Merchant the Sum̄e of 1958[l] Tob & Caske It is ordered that the Administratrix of the S[d] Cuthbert ffenwicks Estate Shall pay the Said Tobacco Except it Shall be made appeare before the last of January next that the Said Sum̄e or any part thereof be Satisfied.

Attachment is Granted at the Suit of Henry Mees on the Goods and Chattells of Lawrence Starcky for 700[l] Tob & Caske due to the Said Mees by Specialty.

Liber B. No. 3. one hundred acres of Land is Granted to John Davies upon the Easterne Side of Hunting Creek Joyning to the Branch near the house of Iohn Little

Iohn Boone acknowledgeth in Court to Serve William Bramale two yeares.

Whereas it appeareth by the Depositions of Richard Dawton, Martin Seuet and Peter Grant & Katherine Hore that ffrancis Harvey went into the Store of Iohn Milam Merchant to the Losse of 750[l] of Tob in Goods as appeare by account and oath of the Said Milam; It is ordered that Iohn Danby who under-
p. 165 tooke to Iustifie any of his family, in any thing that Should be laid to their Charge Shall pay the Said Tobacco to the Said John Milam or his Assignes.

Whereas Iohn Milam Merchant hath injured Ann Danby in arresting her upon an Action of Felony, when as yet no Evidence thereof appeareth, It is ordered that the Said John Milam Shall acknowledge in Court his Miscarriage against the Said Anne Danby & pay Charges of Court

Whereas Anne Danby hath Scandalized Iohn Milam Merchant Saying that She heard he Should Say, That he would hang up men at the Yards Arme, for there was no Law in the Countrey, It is ordered that She Shall acknowledge in Court her offence against the Said Iohn Milam, with which the Said Milam was Contented.

It is ordered that the action depending between Peter Sharp Chirurgeon plf & Peter Godson defendant wherein the plf Chargeth the defendant with killing a Man by taking too much bloud from him, Shall be referred to the next Provinciall Court, when men of Skill and ability Shall Iudge of the Action, what the Said Peter Sharp did Administer in Phisick or Chirurgery to Cap[t] John Smith in the time of his Sickness, who is the party mentioned to have been killed as aforesaid.

Whereas by Act of Assembly four pounds of Tobacco ꝑ Poll is due to the Muster master Generall Cap[t] Iohn Smith, It is ordered that the Sheriffs of the Severall Counties Shall levy the Said four pounds of Tob ꝑ poll and pay the Said Levy unto the assignes of the Said Cap[t] Smith this present yeare for reliefe of the widdow

It is ordered, That if the hogs in Controversy between Robert Taylor and Henry Keanie Shall not Come in between

this and March next, the losse and Court Charges to be Equally borne between them Liber B. No. 3.

Iohn Hiat Servant to Thomas Trueman is Seized for the payment of part of a debt of 5000[l] Tob & Caske due by fine to the publick, And the Said Hiat hath hath acknowledged in Court that he hath five yeares to Serve which is approved due to the publick upon the Accompt aforesaid. p. 166

Iohn Hambleton Sueth for Cattell due to his wife Temperance daughter of Richard Moore deceased is Referred to the next County or Provinciall Court who are by this order required to Consider and determine what Shall be found due to the Said Temperance an Orphan and also the rest of the orphans Estates, which is So ordered in regard the Evidence of the Said due to the Orphans is not ready in Court.

The Action depending between Iohn Corneliouson & ffrancis Emperor Concerning 1900[l] of Tob by Bill alledged by the Attorney of the Said Francis Emperor to be Still due to John Albertson from the Said Corneliouson is referred to the Court in March next, In regard Some Evidence appeares that the bill is paid, and yet the Bill Extant.

It is ordered that Alce Griffin Administratrix of her husband's Estate Shall pay to Richard Bennett Esq or his Assignes 1157[l] tob and Caske due by Specialty acknowledged in Court, upon Lawfull Demand.

Court Decemb 26. 1655

Be it known unto all men by these presents that I Francis Emperor of Elizabeth River Merchant doe make and ordaine my wellbeloved friend Cap[t] Iohn Barriffe my true and Lawfull Attorney to ask demand Levy and Recover of Phillip Land all Such debt or debts as appeares by Bill to be due to me & also from Iohn Cornelison and in Case of non payment, I Give my Said Attorney full power and Authority in my Name and Stead to Sue for and recover the Same as full as if I my Self were present Wittness my hand this 14[th] day of December 1654 in Virginia p. 167

Testes : Geo: Swauley
W[m] Whitby

Fracis Emperor

Attachment Granted to m[r] Ri: Preston on the Estate of Cap[t] William Stone to be liable to Satisfie unto the Said Richard Preston the Summe of Twenty nine pounds tenn Shillings Sterling for Gunnes and Amunition taken frō the house of the

Liber B. No. 3. Said Ri: Preston by Iosias Fendall one of Cap^{t} Stones officers and Complices in the last Rebellion If the Generall Provinciall Court Shall So determine

Thomas Arley was arrested in the behalf of his Highness the Lord Protector and these Deposicōns following were taken in Court Dec 26

Elizabeth Potter Sworne Saith that about the later End of September Thomas Arley Comeing to her husbands house he askt the Said Arley assurance for the land which this Depon^{ts} Husband bought of Edward Hall the Said Arley answered he would give him none, This Depon^{t} Said that he Should give us assurance The Said Arley replied there was no law nor Governm^{t} in Maryland, This Depon^{t} Answered that there was both Law and Governm^{t} if we would go to Putuxent for it, He replied that Putuxent men did not grant true Iustice, And for Fuller he durst not Call a Court And that the Governour of Virginia had Sent order to the Contrary and would order him for what he had done already, This Deponents husband replied that he hoped, that neither the Governour of Virginia or any other would deny men their due

p. 168 Martin Kirke and Mary his wife Sworne Say That Thomas Arley in the hearing of these Deponents, that he did not acknowledge any Government in Maryland nor Iustice nor offic^{rs} nor none he would obey.

William Watson Examined Saith that he had a warrant from Cap^{t} William Stone to publish a Proclamacōn, with one Medcalf appointed Sheriffe by the Said Cap^{t} Stone, And also to read and tender a Letter of Submission to the Governm^{t} of the Said Cap^{t} Stone to be Subscribed by the people

M^{r} Iohn Pott hath acknowledged in Court himself to be Security for W^{m} Watson to appeare at the next Provinciall Court to answer what Shall be objected against him in the behalf of the Lord Protector and for his Good abearance in the mean time

Thomas Iger Complaineth that he hath paid unto Peter Godson Tobacco for a Cure the Said Godson undertook to performe on the Said Iger and hath left him worse then he found him. It is ordered that the Said Godson Shall pay him his Tobacco back againe except he perform his undertaking.

Whereas Henry ffoxe is indebted unto Phillip Land five thousand five hundred pounds of Tobacco by Specialty, It is

ordered that the Henry ffoxe Shall pay the Said debt within Twenty dayes, otherwise Execution to be awarded. Liber B. No. 3.

Whereas Edward Lindsey is indebted to Phillip Land in the Summe of Eight hundred Seventy four pounds of Tobacco, and being arrested to this Court thereupon and hath not appeared, It is ordered that if the Said Lindsey doe not Satisfie the Said debt or appeare at the next Provinciall Court to answer the action, The Security of the Said Lindsey for his appearance at this Court Shall be liable to the paym^{t} of the Said debt. p. 169

Whereas ffloyd plf hath arrested W^{m} Iohnson to appeare at two Severall Courts and hath not appeared to declare against the defendant, It is ordered that the plf Shall be nonsuited and pay two hundred pounds of Tobacco to the defend^{t} for his Charges.

It is ordered that the Inhabitants of the Counties of S^{t} Maries and Potomock & Putuxent having made default in payment of the Publick Levies due the last year Shall bring the Levies to Such Convenient places & by the Sheriffe Shall be appointed.

Attachment Granted to Stephen Benson on Cap^{t} Stones Estate for 300^{l} Tob for being kept tenne days by the Said Cap^{t} Stone in the last Rebellion.

It is ordered that Execution be awarded on the Estate of all Such as Shall refuse or delay to pay the publick fines

It is ordered by this Court for the more Exact pformance of the Sheriffes office, That Cap^{t} Sampon Waring and Iames Veitch being Elected and Sworne to Execute the office of Sheriff and undersheriffe for the Counties of Putuxent S^{t} Maries and Potomock Shall enter into bond with Such Security as the Court or Commission^{rs} Shall like of for the due performance of the Said office of Sheriffe for the precincts aforesaid

m^{r} Iohn Norwood & The Said Cap^{t} Sampson Waring have entred into bond of 1000^{l} to the Lord Protector that the S^{d} Cap^{t} Waring Shall well duely performe the Said office.

Cap^{t} Peter Iohnson m^{r} ffrancis Brookes & are Security for the Said Iames Veitch that he Shall give a Good account of the Said office in what is past and duely to Execute the Same for time to Come. p. 170

Liber B. No. 3. Upon the Petition of Mary Smith widdow late the wife of Capt Iohn Smith Sheriffe: It is ordered that Iames Veitch the Undersheriffe Shall give an account of what fees are due to the Said Capt Smith upon demand.

Iohn Tawney belonging to the Estate of Tho: Trueman being Seized for part of Satisfaction of a fine of 5000l of Tob imposed upon the Said Trueman in his Compliance with Capt William Stone in the last Rebellion, Is Disposed and assigned to Capt Peter Iohnson for Eleven hundred pounds of Tobacco
p. 171 and Caske to be paid to the publick, which is with the Consent of the Said Servant in Court.

Whereas Simon Bird Servant to Thomas Trueman having Served his time with the Said Trueman demands his Corne and Clothes &c, It is ordered, That the Estate of the Said Trueman Shall Satisfie the Said Corne and Clothes after the fine of 5000l due to the Publick is Satisfied, And that the Servant may have Speedy reliefe, It is ordered that the Estate of the Said Trueman Shall be Speedily Valued by the Sheriffe by the oaths of two honest and indifferent men, So that the Said fine may be Satisfied the Servants due performed and the Remainder of the Estate returned to the Said True or his Assignes

Whereas Phillip Land Standeth indebted unto Hugh Gale by Specialty Sume of 2750l Tob and Caske and Francis Emperor Administrator to the Estate of the Said Gale, hath Severall Courts prosecuted the Said Land, and this present Court obtained a Iudgment for the Said debt and 390l Tob Charges It is ordered that if the Said Land Shall not within Twenty dayes make appeare the Said debt or any part thereof paid before mr Ri: Preston, That then the Execution Shall proceed

This Bill bindeth me ffrancis Vandan my heirs Executors Administrators or assignes or Lawfull Attorney to pay or Cause to be paid unto William Brown or Iohn Thimbleby their heirs Executors or Assignes or Lawfull Attorney the full and Iust Summe & quantity of Seven hundred and tenne pounds of good Sound Merchantable Tobacco in leafe with Sufficient Caske due to be paid from the Said Vandan unto the Said William Browne and Iohn Thimbleby at Some Convenient place either in Maryland or Virginia upon the tenth day of November now next Ensuing in the yeare of our Lord God 1655, And in the true performance hereof I the Said Vandan have hereunto put my hand this tenth day of Aprill,

Francis Vandan

Teste × Iohn Medle's Marke

Recorded for Iohn Medley
Bill of Lawrence Starchy.

Liber B. No. 3. p. 172

This Bill bindeth me Lawrence Starkey of S[t] Inegos in the Province of Maryland gent me my heirs Executo[rs] Adm[rs] or Assignes to pay or Cause to be paid to m[r] Henry Corbyn of the City of London Merchant his heirs or Assignes the full and Iust Summe or quantity of four hundred & two pounds of Neat Tobacco and Caske to be paid upon demand as Witness my hand the day and yeare abovewritten

Law Starcky

Test Raphe Crouch

Bought of Henry Corbyn 13[th] of May 1654.

1 broad axe at	030.	1[m] of 4[d] Nailes at	020
1 lathing Hammer at	010.	500 of 20[d] nailes at	050
2 pair of Shoes	030.	2 felling axes	030
3 pair of Stockings	036.	2 padlocks & Staples	040
2[m] 6[d] Nailes	060.	1 Narrow hoe at	015

Sume is 321 Tob

This Debt I acknowledge and promise to pay to him or his Assignes the 10[th] of November 1654. Wittness my hand

Wittness Lawrence Starky
Fr: Fitzheibet.

This Bill bindeth me Iob Chandler of Portobacco merch[t] to pay or Cause to be paid to Henry Corbyn of London merch[t] or to his Assignes the full Sume of one Thousand and one hundred Musk ratts Skins upon the tenth day of Novemb next ensuing the day of the date hereof, The which paym[t] well and truely to be made and performed, I bind my Self my heirs Executors and Administrators firmly by these presents, In wittness whereof I have hereunto Sett my hand and Seale this three and twentieth day of Iune 1654

Teste Henry Coursey Iob Chandler

Iohn Grammer his mark for Cattell and hogs, a Crop on the Right Eare and a Swallow taile or fork on the left

Iohn Norton his marke for Cattell and hogs, 2 Slitts on the Right Eare and a piece Cutt out under the Same eare, a Slitt on the left Eare and a piece taken off under the Same Eare

William Durand Secret

This Bill bindeth me S[r] Hen: Chicheley of Rapehanock in Virginia knight my heirs Executors Administrators and Assignes to pay or Cause to be paid unto Thomas Cornwallies of

p. 173

Liber B. No. 3. Maryland Esq his heirs Executors Administrators or Assignes the full and Iust Sume of Two Thousand weight of Good Sound leafe Tobacco and Caske, without ground Leaves of my own Crop at or before the 10th of November which Shall be in the yeare of our lord 1654 for and in Consideration of a Brown Bay horse, to be delivered unto Cuthbert ffenwick gent or his assignes, at or before the departure of the Said Tho: Cornwallies for England. Wittness my hand this 7th of November 1653

Wittness Richard Hotchkeys — Hen: Chicheley
Iohn Antderton

p. 174 At a Provinciall Court held at Putuxent the 20th of March 1655.

Present { Capt William ffuller. Mr Thomas Meers
mr Richard Preston. Mr Michael Brooke

Whereas Capt William Mitchell Sueth unto this for a Writt of Error upon a Iudgment past against him in a Suit depending between him the Said Capt Mitchell and ffrancis Brooke which Iudgment past the 25th of may 1654 and an Error appearing to
p. 175 this Court, It is therefore ordered that no proceeding Shall pass against the Said Capt Mitchell Concerning the Said order, but that he have Liberty untill he have the Examinacon of Some Wittnesses in England which he is to produce the next Shipping

It is ordered that Walter Peake Administrator of the Estate of ffrancis Vandan Shall be Satisfied out of the Said Estate what he Shall make appeare due the next Court.

Whereas it appeares to this Court that Iohn Crabtree deceased dyed possessed of a Cow which did properly belong to Peter Iohnson the Son of Capt Iohnson, It is ordered that the Said Cowe be delivered againe unto the Said Peter Iohnson as his own proper due.

An Attachment is Granted unto Iohn Bagby upon the Estate of Daniell Morley to be responsible for 669lt of Tobacco and Caske upon Legall Determination.

Whereas Thomas Orley was arrested to appeare at this Court upon Severall Actions, and his Security having in their Bond which was for his appearance, It is ordered that the Said Orley Shall Stand Committed untill he give Security to Answer Such Suits as is now depending against him at the next Court.

Whereas Bassill Little Merch[t] hath had divers Goods taken out of his Store, and the person who tooke them being Escaped, Soe that there Can be no Legall ꝓceedings against the person offending, It is ordered that the Said m[r] Little Shall receive his Goods againe of the Sheriffe, Such of them as is in his Custody, & be therewith Satisfied in regard he refused to Enter into Bond to prosecute against the Malefactor

Liber B. No. 3.

Whereas it is Vehemently Suspected upon the Accusation of Daniell Morley that Cornelius Cannady was Confederate with the Said morely in Stealing of Goods from m[r] Little Merchant and Severall other Misdemeano[rs], It is ordered that the Said Cannady Shall stand Committed untill he give Bond with Security for his good abearing.

p. 176

Whereas by a former order Peter Godson was Injoyned to make a Cure of Thomas Ager or else to Repay the Tobacco which he had received in Satisfaction of his Cure, And it appearing to this Court, that he the Said Godson hath not performed the order, It is now ordered that the Said Godson Shall Repay the Said Tobacco which is 600[l] and Caske or Else Execution.

Whereas Peter Sharp arrested to this Court m[r] Wiłłm Battin in an Action of debt and the Said Battin Not appearing neither by himself nor Attorney, It is ordered that the Said Sheriffe Shall bring forth the Said Battin to Answer the Said Suit at the next Provinciall Court or Else order to pass against the Sheriffe

Whereas m[r] William Batten arrested to this Court Bartholomew Bloome and the Said Batten not appearing by himself nor Attorney a nonsuit is Granted to the Said Bloome def[t] with 20[l] of Tobacco for his Charges

At a Court held at Putuxent the 21[th] of march 1655

Present { Cap[t] William ffuller. m[r] Iohn Hatch
m[r] Richard Preston m[r] Woodman Stockley
m[r] Michaell Brooke m[r] William Parrett }

Administration is Granted to m[rs] Ann Iohnson upon the Estate of her husband Cap[t] Peter Iohnson deceased

Whereas David Stevens Scandalously abused his master m[r] Richard Preston as he hath Confessed the Same in open Court, The Court hath ordered that he Shall receive tenn

Liber B. No. 3. Slashes upon his bare back with a whip and to remaine in the Sheriffes hands who is required to See the order of Court performed Imediatly.

Whereas Cap^{t} Waring Sheriffe was by Attachment to Attache one hhd of Tob of Edward Booker in the behalf of
p. 177 Iohn Hawkins and the Said Warring willfully Neglecting to doe it, The Court hath ordered that the Said Cap^{t} Waring Sheriffe Shall See that one hhd of Tobacco may be responsible according to the Said Attachment

Whereas m^{r} Thomas Daynes had Iudgment against the Estate of George Manners, but as he alledgeth not yet Satisfied there being none to Make Answer or defend the Said Estate estate, It is ordered p this Court that Administracōn be Granted unto the Said Daynes of all and Singular the Estate of the Said Manners, not yet disposed of by and according to Law.

Whereas It appeares to this Court that Cap^{t} Iohn Smith deceased stood indebted unto Leonard Strong merch^{t} for the use of William Scapes Merch^{t} the Sum̄e of 209^{l} of Tobacco and Caske, It is ordered that the Said Bill be discharged out of the Estate of the Said Cap^{t} Iohn Smith deceased.

Whereas It it appeares to this Court that Cap^{t} Iohn Smith deceased stands Indebted unto Iohn Brown Merchant the Sum̄e of 370^{l} of Tobacco and Caske by two Specialtys the one 220^{l} the other 150^{l} It is ordered that the Said debt be Satisfied out of the Estate of the Said Cap^{t} Iohn Smith deced

It appearing to this Court 370^{l} of Tobacco is due out of the Estate of Cap^{t} Iohn Smith deceased unto Ishmael Wright & Guy Whitte It is ordered that the Said debt be paid out of the Said Estate.

Whereas Iohn Dandy arrested to this Court Christopher Cornell and prosecuting the Suit, It is ordered that the S^{d} Cornell be dismissed with 50^{l} Tob. Damage.

Whereas Iames Veitch Complained to this Court that Iohn Hawkins Reced one hhd of Tobacco at the Clifts for which the Said Hawkins was to deliver one hhd of Tobacco at Putuxent from Iohn knapp which the Said Veitch alledgeth Could not be reced, It is ordered that the Said Hawkins Shall, Depossett one hhd of Tobacco to be Responsible untill the next Court which then is to be Determined.

Whereas Iames Linsey Peticōned to this Court for Administration of the Estate of Benjamin Gill deceased And Whereas Thomas Gerrard Esq hath Caveated to the Court for a demurr of Administracōn till the next Court in Respect it is presumed the Said Gill made a will, It therefore ordered that the Said Lindsey being possessed of the Said Estate Shall give Securitie for his faithfull & diligent Care of the Said Estate & to give an Account thereof at the next Provinciall Court at which Time It Shall be further ordered. Liber B. No. 3. p. 178

Whereas Henry ffox Attorney of Zachary Wade Sueth to this Court for Satisfaction of a debt due by Bill from the Estate of Cap^{t} Iohn Smith deceased of 240^{l} of Tobacco & Caske, It is ordered that the Said debt be Satisfied out of the Estate of the Said Cap^{t} Smith deceased.

It is ordered that the Iudgment of Henry ffox wherein he is Attorney for Cap^{t} Mitchell held at S^{t} Maries the 25th of may 1654 be Vacated.

The Suit depending between Iohn Hambleton and William Turner is with Consent of both parties Referr'd to the hearing and Determining of m^{r} William Parrett and m^{r} Michael Brooke.

Whereas Robert Clarke Gent hath Petitioned to this Court for Some Reliefe in his Exceeding deep distresse not having any way of Subsistance for himself and Children the Court taking it into Consideration have thought fitt and ordered that the Platation of the Said Clarke formerly made over unto the Publick for part of Satisfaction of a fine Imposed upon the Said Clarke for his late rising up in Armes and other Great Crimes at that time Committed be delivered into the hands of him the Said Clarke for his present Reliefe without w^{ch} he is Likely to Perish, and further if the Said Clarke Sho^{d} Sell the Said Plantation, that then he is to pay the one half of what it Shall be Sold for in part of the Said fine when it Shall be demanded. p. 179

Administracōn is Granted to Geo: Mee on the Estate of William Edie and Iohn Preuce deceased.

At a Court held at Putuxent the 22th of March 1655

Present { Cap^{t} William ffuller, m^{r} Richard Preston, m^{r} Iohn Hatch, m^{r} Thomas Meeres, m^{r} William Parrett, m^{r} Michael Brooke }

Nonsuit is Granted to Walter Peake Attorney of Iames Langworth at the Suit of Iohn Dandy.

Liber B. No. 3. Nonsuit is Granted unto Iohn Dandy at the Suit of Walter Peake.

The Court having this day received Information that there is two Runnawayes Servants which Came out of Virginia into this Province, It is ordered that the Sheriffe Shall by the first opportunity presse Boate and men to transport them over the River Potomock to be delivered to the Comander of Chicacone to be bast from place to place or otherwise untill they be delivered to Coll William Claiborne who is Supposed to be Interested in the Said Servants.

Iohn Hambleton is hereby Impowered to take the Estate of Richard Moores deceased into his possession, and that he give Security within tenn dayes that he Shall faithfully Endeavour the Improvem^{t} thereof for the Children's use and to give a Iust account thereof at the next Court, that further order may be taken therein

m^{rs} Ann Iohnson Confesseth in Court the Receipt of one Thousand pounds of Tobacco & Caske from m^{r} William Ewen due to the publique by order of Court for his fine

Attachment is Granted to m^{rs} Iohnson against the Estate of Henry Catchmey to the Value of 1000^{l} of Tobacco to be Responsible for non performance of an order of Court Concerning the Setting up of thirteen Tunnes of Caske untill a Legall Determination.

Whereas m^{r} Durand Secretary of this Province is upon Urgent occasion at present out of this Province Whereby the
p. 180 Records Cannot be duely attended M^{r} Richard Preston is hereby Impowered and this Court doth order that the Said Preston officiate that office during the absence of the Said Secretary, And alsoe to provide a Clarke to attend the Records and Court

Bassill Little Merchant hath this day, in and at a Provinciall Court held at Putuxent in the Province of Maryland this 21th of march 1655 openly protested and doth declare against m^{r} William Barrett of London Merch^{t} for non performance of a Covenant bearing date the 14th day of September 1655 Concerning the fraight of fifty hogsheads of Tobacco.

þ Bassill Little

This protest declared before this Court as Wittness our hands Commission^{rs} for the Province of Maryland the Day above written

Signed þ { William ffuller. Woodman Stockley. Iohn Hatch
Richard Preston. Michael Brooke.
Tho: Meeres. William Parrett.

By a Covenant between m^r^ William Barrett of London Merch^t^ and Cap^t^ William Watts Marriner of the Ship Hopewell of London which Covenant and Charter part was that the abovesaid Watts was to be with his ship in Potomock River in Maryland in October or before the last of November in the year 1655 and to take in one hundred and fifty Tunns of Tobacco & for the non performance of this Covenant and Charter part I Thomas Iorden in the behalf of m^r^ William Barrett of London Merchant, have this day at a Provinciall Court held at Putuxent in the Province of Maryland the 21^th^ of March 1655 openly protest and declare against the Said Cap^t^ William Watts for non performance Liber B. No. 3.

þ Thomas Iorden

This protest was publickly made before us his Highness Comicõn^rs^ at a Court held at Putuxent in the Prov: of Maryland 21^th^ of March 1655.

William ffuller. Thomas Meeres. Woodman Stockley
Richard Preston. Michael Brooke.
Iohn Hatch. William Parrett.

Know all men by these Presents that I Iohn Dandy of the Province of Maryland doe Constitute & appoint and ordaine my wife Anne Dandy my true and Lawfull Attorney for me and in my Name to Sue Implead receive Recover and Discharge any one whom I am either plf or defendant, And I give my Said Attorney as full power as if I were personally present, And what my Said Attorney Shall doe herein, I doe Ratifie and allow as Wittness my hand this 17^th^ of may 1655 p. 181

Wittness Iohn Mettcalfe
the mark of
Iohn IS Shercliffe

The marke of
Iohn A Dandy

Know all men by these presents that I Mary Smith Widdow Have made Sale unto George Newman my plantation that I now live upon with all the Housing thereon Erected and built being one hundred acres of Land the whole divident Share of unto the foresaid George Newman his heirs Executors or Assignes for Ever the Land afore Given formerly unto my late Husband Cap^t^ Iohn Smith and his heirs for Ever from m^r^ Richard Preston, which Land was Recorded, And do by these p^r^nts bind my Self my heirs Executors or Assignes for to Warr^t^ and to make Good the aforesaid Land unto the aforesaid George Newman his heires Executors or Assignes against any person or persons that may or Shall now or hereafter Lay

Liber B. No. 3. any Claime to the aforesaid Land or housing Wittness my hand this 9th of Ianuary 1655

Wittness Mich: Brooke — Mary Smith
Thomas Semar
ffrancis × Abramson
her mark

Know all men by these presents that I Sr William Courtney of Newhouse in the County of Wilts Barronett Cont of the Speciall trust and Confidence which I have and doe Repose in
p. 182 Robert Thimbleby of gent Doe hereby Athorize Constitute and appoint him the Said Robert Thimbleby to be my true and Lawfull Attorney for me and in my Name to Enter upon all Such Manners Tenements, Lands & Grounds which of Right doe belong to me, in the Countrey of Maryland beyond the Seas which have happened and accrued to me by the death of my mother mrs Elinor Hawley and which are Commonly distinguished and knowne by the Names of the Mannors of St Ieromes and St Helens or by whatsoever other Names the Said Mannors Lands and Grounds are Called known or distinguished, Hereby Giving and Granting to the Said Robert Thimbleby my Said Attorney full power and Authority for me and in my Name to use all Lawfull waies and meanes for the Recovery of the possession of the premisses for me & for my use, and to Receive the profitts and Revenues thereof in as full & ample manner as if I my Self were there personally present to doe the Same, he my Said Attorney Rending me a Iust and true Accompt of whatsoever he Shall doe and Receive touching the premisses by Vertue hereof, Given under my hand and Seale this five and twentieth day of November one thousand Six hundred fifty and five.

Sealed & Delivered in the — William Courtnay
prsence of Bridg
Roger Cocham
George Pultiott

Aprill the first 1656 } Iohn Bagby his mark is a Square on the right Eare, a Swallow Tayle on the Left Eare and a Nick under the Swallow Tayle

Iohn Sutton his marke is both Eares Slitt from the Topp of the Eare to the Root of the Eares.

William Harper his mark is a piece taken off before on both Eares.

p. 183 Roger Berry his mark is both Eares Underkeeled.

At a Court held at Putuxent the 10th of Aprill 1656 Liber B. No. 3.

Present { mr Richard Preston mr Michael Brooke
mr William Parrett mr Woodman Stockley

Whereas by a Letter of Attorney bearing date the 25th of Aprill 1653 to William Iohnson and Henry ffox from Capt William Mitchell the Said Capt Mitchell this day in open Court maketh oath that, that Letter of Attorney did not Extend any further then for what he the Said Capt Mitchell had then Resident in the Province of Maryland.

Refference is Granted to William Iohnson till the next Court in the differrence depending between the Said Iohnson and Capt William Mitchell Esq.

Thomas Orley this day doth disclaime the Estate of George Manners unAdministred on by Edward Hall deced

The Court hath ordered that if Thomas Orley either by himself or Attorney Shall appeare the next Provinciall Court it is Sufficient and the bond no wayes to be prejudiciall to him or his Security.

Capt Mitchell doth this day in open Court bind himself by way of Recognizance in Three thousand pounds of Tobacco Bond that he will not dispose of Iane Whitten till the next Provinciall Court.

Whereas there is a hhd of Tobaccoe in dispute between Mr Leonard Said Merchant and Capt Iohn Barriffe for Goods Sold by mr Enoch Derrick to Daniell Morley the Said Derricke doth this day in open Court Testifie that the Said Morley did appoint the Said mr Derrick to receive a hhd of Tobaccoe at Iohn Bagby's where he made his Cropp and bid Thomas Robinson goe and mark it for mr Derricks use.

The Court hath therefore Ordered that if the Said Robinson will take his oath that by the order & Consent of Morley he did make the hhd of Tobaccoe then the Said Hogshead of Tobacco to belong to mr Derrick p. 184

Attachment is Granted to mr Iohn Knap on the Estate of Daniell Morley for 310l of Tobacco & Caske due by Specialty till there be a Legall Determination

Attachment is Granted to Emperor Smith on the Estate of Will Rump for 250l of Tobacco till there be a Legall Determination.

Liber B. No. 3. Iane Whitten aged 22 years or thereabouts Sworne an Examined Saith. That this Deponent was desireous to Come to this Countrey and did agree with Cap^{t} William Mitchell for her Transportac$\bar{o}$n to Serve the Said Cap^{t} Mitchells Children in Maryland and that the Said Cap^{t} Mitchell promised her that She Should not be Sold to any body otherwise your deponent had not Come to this Countrey And further Saith not.

The mark of
Iane × Whitten

Know all men by these presents that I William Iohnson of the Province of Maryland have Constituted Authorized deputed and appointed and by these p^{r}sents doe Constitute authorize depute & Appoint my wellbeloved Brother Iames Langworth of the Province of Maryland gent my true and Lawfull Attorney to all Intents and purposes in all Busienesses Relateing either to me or any Estate of mine or any Estate any wayes belonging to me within the Province of Maryland or Virginia hereby Ratifying and Confirming whatsoever my Said Attorney Shall doe in the premisses as fully to all Intents and purposes as if the Same had been done by my Self In Wittness hereof I have hereunto Sett my hand this Ninth of Aprill 1656.

Signed and delivered in the presence of Robert Clarke
Thomas Simpson

William Iohnson

p. 185 To m^{r} Richard Preston in Putuxent March 29th 1656

S^{r}

This May inform you that m^{r} Cranneg hath Shipped aboard Tobacco by which he hath ingaged to pay for yo^{r} use the Sum$\bar{m}$e of Thirteen pounds and Tenne Shilling as Wittness my hand.

Samuell Groome

p. 186 Know all men by these presents that I Michael Brooke of Putuxent doe owe and Stand Indebted unto William Batten of the Same place, the Sum$\bar{m}$e of Three Thousand Eighty three pounds of Good and Merchantable Tobaccoe and Caske to be paid in Putuxent at or upon the tenth of November next, which Bond is for Tobaccoes paid for Coniers use unto Simon Richeson at Wicocomoco as Wittness my hand this 27th of Aprill 1656. Mich: Brooke

And for the true performance hereof I the Said Brooke doe bind over unto the Said Batten two Bills of George Newmans Containing one Thousand nine hundred ninety Eight pounds of Tobacco and two Bills of Thomas Seamors of nine hundred

and fifty pounds of Tobacco all being two thousand nine hundred and forty eight pounds of Tobacco and Caske I bind over to the Said Will Batten for payment of the aforesaid Sume as Wittness my hand this 27th of Aprill 1656 Liber B. No. 3.

Michaell Brooke

Wittness Iohn Saffin
Will Stockden Signum

Know all men by these presents that I Mich: Brooke doe bind my Self my heirs Executors, Administrators or Assignes to Save and keep Harmless William Batten his heirs Executors or Assignes of and from any trouble or Molestation that Shall or may Come upon him or his Estate for any Bills Bonds or orders of Court, that may or Shall be Granted by any Court within the precincts of Virginia of the Said Michael Brooke or against him and in Case that if any order of Court Should be granted agst William Batten or his Estate for the Said Michael Brooke that then the Said Brooke Shall Satisfie it againe unto the Said Batten and all Court Charges that Shall arise upon it; And for the true performance hereof I the Said Mich: Brooke doe bind over my Plantation and all moveables thereupon to Save and keep harmless the Said Batten or his Assignes as Wittness my hand this 27th of Apill 1656. p. 187

Wittness Iohn Saffin Mich: Brooke
Will Stockden Signum

Know all men by these presents that I William Batten of Putuxent, Have received of Michael Brookes of the Same place the full and Iust Sume of three thousand Eighty and three pounds of Tobacco and Caske payable the tenth of November 1656 which is in full Satisfaction for that Ingagement upon Record, Likewise I doe acquit and Discharge the Said Brookes from a Bond bearing date with that Bond upon Record, which he engaged his Estate to Answr a Suit in Northumberland County, which I the Said Battin was bound to Answer for him as Wittness my hand this 9th of march 1656.

Wittness George Newman Signum
Henry Keene William WB Battin

The 27th of December 1655

Be it known unto all men by these presents that I William Young of Nominy planter doth out of Love and tender affection that I beare unto Richard Bennett younger, I doe freely Give the Said Richard Bennett younger being Son to Richard Bennett Elder Living in Popler Neck in Maryland planter, one Cowe Calfe being marked of the Right Eare with a Crop and Slitt, And on the left Eare with a Swallow fork: being now of

Liber B. No. 3. two years old and being Colloured black, And I desire by these p[r]sents that the above heifer may be this Recorded with her Increase to the abovesaid Richard from hence forth She and her increase for Ever to him and his heirs after him And if in Case the Said Richard Should dye before he hath Issue that the Said Heifer and her Increase may for the god and use p. 188 of Mary Bennett being Daughter to the aforesaid Richard Bennett Elder and Sister to the abovesaid Richard Bennett Younger In Wittness whereof I doe hereunto Sett my hand the day and year abovewritten. Will Young
Testes Henry Spinke
Emperor Smith
This 27[th] of December 1655

And I Richard Bennett doe bind my Self to put this abovesaid Deed of Guift upon the Record in Maryland the next Court held in the Province as Witness my hand the day and year above written
Testes Emperor Smith the ϖ mark
Henry Spinke of Richard Bennett

p. 189 Know all men by these presents that I William Stockden of Putuxent in the Province of Maryland for the tender affection and Love which I bear to Ioseph Wright younger Sonne to Ishmaeal Wright elder of Putuxent I doe freely Give one brown Cowe Calf of three months old with her Increase for him and his heirs freely to Enjoy for Ever the Marke of the Said Calf being viz[t] with a halfmoon in Each Eare before as Witness my hand this 24[th] of May 1656 the mark of
Wittnessed by us William ⩕ Stockden
William Harper
Iohn B Bagbee
Iohn Sutton

At a Provinciall Court held at Putuxent for the Province of Maryland the 16[th] of Iune 1656

Present { m[r] Richard Preston, m[r] Woodman Stockley, m[r] Iohn Hatch, m[r] Michael Broke, m[r] William Parrott

Iohn Bagbee this day in open Court hath taken oath that neither he nor any for him did Ever Receive any part or parcell of that Account of Daniell Morleys of 629[l] of Tobacco and Caske.

And Iohn Sutton and Thomas Robinson this day in open Court doe declare upon oath that Daniell Morly did agree to the aforesaid Account.

It is therefore Ordered that the Sheriff Shall take two Suffi- Liber B. cient men and prize what he hath attached of Daniell Morleys No. 3. and deliver it to Iohn Bagby And if there be any more then the Account Cometh to Return the Overplus.

Whereas Richard Collett had a Lre of Administracōn on p. 190 the Estate of Thomas Connery It is ordered that m^rs^ Eltonhead in whose hands the Said Estate is Shall deliver the Estate of the Said Connery upon Oath to the Said Collett Administrat^r^ of the Said Connery.

Refference is Granted to m^r^ Thomas Trueman till the next Provinciall Court.

The Differrence depending between Susan Cannady plft and Cornelius Cannady defendant is to be determined by m^r^ Richard Preston and m^r^ Michael Brooke on Saturday next being the 21^th^ of this Instant.

Walter Pakes hath acknowledged in open Court that he is Attorney for m^rs^ Hamond to Answer the Suit of Henry ffox.

Henry ffox plft
Walter Pake deft
Attorney of m^rs^ Hamond

Whereas Ann Hamond was Arrested to this Court at the Suit of Henry ffox and appearing by her Attorney Walter Pake the Said ffox Peticōning this Court for an Order against the Said Hamond for a debt of Eleven Sixtie Six pounds of Tobacco and Caske due by two Specialties the one bearing date the 11^th^ of Aprill 1654 by Assignm^t^ from Iohn Iarbo the other the 16^th^ of Sept^r^ 1654 It is therefore ordered that the Said Ann Hammond make present Satisfaction of the Said debt of 1166^l^ of Tobacco and Caske due to Henry ffoxe otherwise Execut

Attachment is Granted to Iohn knap on the Estate of Henry p. 191 Catchmey for a debt of three hundred Seventy five pounds of Tob & Caske till a Legall Determination

Whereas Richard Shippey hath passed his Bill to Mary Catchmey of four hundred and twenty pounds of Tob and Caske for Coopers Tooles, and in open Court hath taken oath that he hath not received any of the Said Tooles, It is therefore Ordered that he Shall have either the Tooles according to Bargaine or his Specialties to be returned againe

Whereas Cornelius Abramson had an Attachm^t^ against the Estate of m^r^ Edmund Scarbrough for a debt of Eleven hun-

Liber B. No. 3. dred pounds of Tobacco and Caske for two fraights from Putuxent to Aquamack, And none appearing to Travers the Same, It is therefore Ordered that Execution Shall Issue out against the Estate of the Said Scarbrough, in which is Putuxent to Satisfie the Said debt of 1100[l] of Tob and Caske

Whereas It appeares to this Court that Alice Griffin the wife of Samuell Griffin deceased hath paid above Asses the Court hath therefore Ordered that a Quiet est be Granted to the Said Alice Griffin

Whereas William Iohnson arrested Cap[t] Will[m] Mitchell to this Court, and the Said Mitchell not appearing neither by himself nor Attorney It is therefore ordered that if the Said Mitchell doe not appeare either by himself or Attorney to Answer the Suit of the Said Iohnson at the next Provinciall Court then the Said Iohnson to have order against the Sheriffe Concerning the Said Suit.

p. 192 Whereas by an order of a Provinciall Court holden at Putuxent the 21[th] of march 1655 Iames Linsey was possessed of the Estate of Benjamin Gill deceased and by the Said order being Injoyned to put in Security for the Secureing and Improveing of the of the Said Estate in which the Said Linsey hath altogether failed, and Robert Cole who hath made it appeare to this Court that he is near alyed to the Said Gill having Petitioned to be possest of the Said Estate, It is therefore further Ordered that the Said Linsey deliver the Said Estate into the hands of the Said Cole with a true Account thereof upon Oath before m[r] Iohn Hatch and the Said Cole to put in present Securitie to the Court for his faithfullness therein until the next Court at which time he is to be present at, true Inventory thereof that Administration may be Granted to the that is Nearest Conceernss.

Whereas ffrancis Vandan is indebted unto Walter Pake
p. 193 Administrator of the Said Vandan deced the Sume of Three thousand pounds of Tob and Caske and Sixe Barrells of Corne the Court hath therefore ordered that the Said debt be Satisfied out of the Estate of the Said ffrancis Vandan deceased.

Nonsuit is Granted to William Iohnson Iames Langworth and Luke Garner in the differr: depending between the afore said parties and Cap[t] Mitchell and are allowed Damage a followeth viz[t]

	l Tob
To Will[m] Iohnson for 5 days attendance at Court	010
To Iames Langworth 12 dayes	020
To Luke Garner for 6 dayes	014

Nonsuit is Granted to m^rs^ ffenwick defend^t^ against Capt Mitchell plf^t^ & allowed for 3 days attendance 0060 Liber B. No. 3.

Whereas Cuthbert ffenwick Gent is Indebted unto Skipper Iacob Derrickson by Specialtie the Sume of Seven hundred pounds of Tobacco & Caske and twenty five pounds of Tobacco due more by Account, It is ordered that m^rs^ ffenwick Administratrix of the Said m^r^ ffenwick deceased Shall pay the Said debt to m^r^ Iohn Hatch Attorney of Skipper Iacob Derrickson

At a Court held at Putuxent for the Province of Maryland the 17^th^ of Iune 1656

Present { m^r^ Richard Preston, m^r^ Michael Brooke, m^r^ Iohn Hatch, m^r^ Woodman Stockley, m^r^ William Parrott }

Administration is Granted to Agnus Norman on the Estate of Iohn Norman deceased.

Whereas Robert Taylor hath presented to this Court a Servant Named Thomas Holland which he the Said Tailor bought of m^r^ Thomas Bennett Merch^t^ for the terme of Six yeares and the Said Holland alledging that he Came in but for four yeares and that he is twentie yeares old, It is ordered that if the Said Holland do not produce Testimony from him that Sent him in and Likewise Sufficient Testimony from under a Magistrats hand that he is Twenty Years old within the 4 years then to Serve the other two year to the Said Robert Taylor according to Act of Assembly for that purpose. p. 194

Whereas at a Court held at Putuxent the 10^th^ of Ap^ll^ 1656 Capt William Mitchell having Commenced agst Iames Langworth & a Servant maid in the Possession of the Said Langworth bought of Will. Iohnson, which the Said Mitchell pretends Some Claime unto, and the Said Langworth desireing a Refferrence to this Court, which upon Good Grounds was Granted and the Said Mitchell pretending his great want he was in at that present of the Said Maid to look to his ffamily and Children, The Said Langworth at the request of the Court was willing to forgoe his Said Servant untill this Court upon which the Said Mitchell did promise to give Three thousand pounds of Tob Bond not to dispose of the Said Servant, which being not performed nor the S^d^ Mitchell neither by himself nor Attorney appearing, And the Said Langworth Petitioning to be Repossest of his Said Servant It is therefore ordered that he Said Servant Shall Remaine in the possession of the Said

Liber B. No. 3. Langworth to Serve her time unless the Said Mitchell hereafter doe make his Claime to the Said Servant Good

Whereas Cap^{t} Iohn Smith deceased is Indebted unto Edward Booles by Specialtie the Sume of 100^{l} of Tobacco and Caske It is therefore ordered that the Said debt be Satisfied out of the Estate of the Said Cap^{t} Iohn Smith deceased.

Whereas George Willard deceased is indebted by Account unto William Stevens the Sume of one hundred pounds of Tob. It is ordered that the Said debt be Satisfied out of the Estate of the Said Geo: Willard deceased

p. 195 We whose Names are hereunderwritten being Commanded upon a Iury between m^{r} Hugh Standly plf^{t} and m^{r} Iohn Pott defendant, doe award that m^{r} Iohn Pott Shall deliver unto m^{r} Standly one yearling heifer of the last years fall and make Good one Calfe of this years fall to be delivered by m^{r} Iohn Pott or Assigns at or upon the Plantation of m^{r} Hugh Standly within one Week after that m^{r} Standly Shall give m^{r} Pott Notice So to doe, and that the Said m^{r} Pott by reason of his Defection is Daminified to pay this Court Charges, and to pay to m^{r} Standly for his loss of time one hundred pounds of Tobacco and Caske

Phillip Morgin	foreman	Arthur Wright
Will Ewen		William Ionnes
Iohn Hambleton		Robert Taylor
Iohn Bagbee		Henry ffoxe
John Day		Walter Pake
Tho: Seamore		Geo: Mee
		Rich: True

Refference is Granted unto Marks Pheypo to the next Prov^{l} Court in the difference depending between the Said Pheypoe plf^{t} And Richard True and William Smoote defendants

Whereas m^{r} Standly brought a Servant from M^{r} Nortons to m^{r} Hoopers and the Said Hooper refusing to Entertaine the Said Servant, It is ordered that m^{r} Standly Shall bring the Said Servant where he had him and likewise that the Said Norton provide for the Cure of his S^{d} Servant

Whereas It appears to this Court that ffrancis Vandan is Indebted unto Iohn Iarbo by Specialtie, the Sume of Seven hundred pounds of Tobacco and Caske, It is ordered that the Said debt be Satisfied out of the Estate of the S^{d} Vandan deceased by Walter Pake Administrator of the Estate of the Said Deceased.

Whereas Thomas Orley was arrested to a Provinciall Court the 21th of March 1655 in the behalf of his Highness the Lord Protector &c & Elizabeth Potter & Martin Kirke & his wife being Subpœna'd for Wittnesses agst the Said Orley, It is ordered that the Said Orley Shall Satisfie for Loss of time and dyett Three hundred and Twenty pounds of Tobacco Liber B. No. 3. p. 196

Whereas William Nugent deceased is indebted unto Henry ffox by Specialtie the Sume of Six hundred and Seven pounds of Tob and Caske, It is ordered that the Said debt be Satisfied out of the Estate of the Sd Nugent deceased.

Whereas It appeares by the oath of mr Phillip Morgan that Iohn Crabtree deceased is indebted unto the Said Morgin Attorney of Iohn Thurmar by Account the Sume of three hundred pounds of Tobacco and Caske It is ordered that the Said debt be Satisfied out of the Estate of the deceasent

Whereas It appeares by order of Court that George Manners deceased Stood Indebted unto mr Iohn Hatch 1100l of Tobaccoe and Caske due by Specialtie and Edward Hall who Married the Reliques of the Said Manners being demanded the Said debt by the Said mr Hatch did promise the payment thereof as by Testimony appears in regard it was for Cloths for his the Said Halls wife and Thomas Orley who Married the Reliques of the Said Hall being arrested to this Court to Answer the Suit of the Said Hatch and not appearing, This Court doth further Order that if the Said orley doth not Satisfie the Said debt nor appeare the next Provinciall Court that then Iudgment to pass against the Securitie for his appearance for present payment of the Said debt or Else Exec.

Whereas Thomas Seamore Petitioned this Court for Securitie of a Bill which William Ionnes passed to the Said Seamore of fifteen hundred pounds of Tobacco and Caske bearing date the eighteenth day of ffeb: 1655 It is ordered that the Said Ionnes Shall bind over his Cattell with their Increase for the Securitie of the Said Bill and if in Case any of the Cattell Should dye In the Meane time the Sd Iones Shall pay for them and Likewise to pay Court Charges. p. 197

Be it knowne unto all men by these presents that I Iohn Hatch of the Province of Maryland doe Constitute and ordaine my Loving friend Capt Sampson Waring my true and Lawfull Attorney for me and in my Name and Stead to Implead Thomas Orley or his Attorney, at the next Provinciall Court

Liber B. No. 3. in all things which Shall Concerne me, and if need require to make another Attorney, as Witness my hand this 17th of Iune 1656.

Iohn Hatch

Test Iohn Sutton

Alice Griffin aged 35 years or thereabouts Sworne and Examined Saith.

That Cornelius Cannady asked Iohn Sallisbury whether that he Should the heifer and Iohn Replied that he must Speake with his mother first and then they went down together and when he Came Up again he Said that he had Sold the heifer to Cornelius and had a brass pistoll and a Shirt and other things and told Cornelius that he would Look as well as he Could after his mothers Steers in Virginia and further Saith not

the mark of
Alice O Griffin

Henry Keene aged 30 years or thereabouts
Sworne and Examined Saith

That he this deponᵗ made the Bill of William Ionnes for Thomas Seamore, And it was made to the intent that he the
p. 198 Said Ionnes Should bind over his Crop for Securitie of the Said Bill in Court And further Saith Not Henry Keene

Iames Iolly Sworne & Examined Saith the Same

Iames I I Jolly

Markes Pheypoe Sworne and Examined Saith

That he this Deponent heard Edward Hall Say that the Clothes which his wife did then weare he was to pay mʳ Iohn Hatch for, And further Saith not

Marks Pheypoe

Elizabeth Potter Sworne and Examined Saith

That your Deponent heard Edward Hall Say that he would pay mʳ Hatch for his wives Clothes that She had of him, and if mʳ Manners Estate would not hold out he would pay him out of his own for his Conscience told him the 1100ˡ of Tob was due to him, And further Saith not

The mark × of
Eliza: Potter

Marks Pheypoe Sworne and Examined Saith

That Edward Hall did undertake to fullfill the Condicōn and that he did Sett up a Thirty foot house, And further Saith not,

Marks Pheypoe

Thomas Ashbrooke Sworne and Examined Saith Liber B. No. 3.

That Richard True Sent your Depon^{t} to m^{r} Hatton to know whether Marke Pheypoe had been there to pass his Bill and take in Richard Trues and m^{r} Hatton Replyed noe he had not been there, but if he Came he would, otherwise Goodman True was Sufficient

Whereupon Richard True left of the work by reason Marke Pheypoe had not been there and Soe did Goodman Smoote Likewise leave off the worke they had done a weeks worke towards the mending of the Shallop, and there Came a high Tide and Carried away the Shallop, And further Saith not.

The mark of

Iune 14th 1656 Thomas × Ashbrook

Iohn Nevill Sworne and Examined Saith

That about a year and a half agoe or thereabouts this Deponent heard Goodman Smoote and Marke Pheypoe at Richard Trues Landing place Makeing a Bargaine to mend the Boate of the Said Markes Pheypoe And further this Deponent Saith, that he the S^{d} Markes was to give the Said Smoote 1600^{l} of Tobacco for the mending of her and Richard True Standing by Goodman Smoot, Asked True if he were Contented and True Replyed to the Said Smoot that whatsoever he did he was Content with it, And further this Deponent Saith that he heard True Speake to Markes Pheypoe to take in a Bill of his from m^{r} Hatton and discharge it and he promised he would. And further Saith not p. 199

The mark of

Iurat Coram me Iohn Hatch Iohn O Nevill

I doe hereby Authorize my Loving friend James Langworth of S^{t} Winifred in the Province of Maryland my true and Lawfull Attorney in a Case depending betwixt Iohn Dandy my Self this next Ensuing Court, Giving my Said Attorney as full power in the premisses as any Attorney ought to have and what my Said Attorney Shall doe in the premisses I doe by these presents Ratifie Confirme and allow of as if it were done by my Self. Wittness my hand this 10th of Iune 1656. p. 201

the mark of

Signd in the p^{r}sence of us. ffrancis RP Pakes

Signu

Walter W Guest

Signum

Iohn H Green

Thomas Lewis Gave unto Ishmael Wright Iunior one Sowe Shoate and for that Said Sowe I Ishmael Wright Senio^{r} Gave p. 202

Liber B. No. 3. unto my Son Ishmael Wright one yearling heifer black Colloured and marked viz[t] both Eares underkeeled and Cropt of both Eares.

Know all men by these presents that I Thomas Hussey of the Province of Maryland planter doe by these presents make Constitute and ordaine my wellbeloved friend Walter Pake of the Same Province Gardner to be my Lawfull Attorney to arrest Implead or Sue any person or persons that either are or hereafter may be Indebted to me as also to Compound release or Sett at Liberty any person or persons as alsoe to Sell bargaine or barter for me either any thing that now is or hereafter may be in this Province of Maryland And further if there be any thing that may inlarge his power either in Law or otherwise I doe Give and Grant it to him to all intents and purposes whatsoever as Witness my hand the day and yeare abovewritten.

Testes by us Tho: Iordan — Thomas Hussey

Signu
John H Greene

At a Generall Provinciall Court Held at Putuxent September 22[th] 1656

Present { Cap[t] William ffuller. — m[r] Iohn Pott; m[r] Richard Preston: — m[r] Michael Brooke; m[r] Edward Lloyd.

Whereas Iudith Catchpole being brought before the Court upon Suspicion of Murdering a Child which She is accused to have brought forth, and denying the fact or that She ever had Child the Court hath ordered that a Iury of able women be Impannelled and to give in their Verdict to the best of their Iudgment whether She the Said Iudith hath ever had a Child or not

p. 203 . Iames Iolly Sworne and Examined Saith, That being at Iohn Grammers a weeke before William Bramhalls man dyed the Said Servant of Bramhall Said that Iudith Catchpole Cut a maids Skinn off her throat and She never felt it and the Said Iudith Catchpole Sowed the wound up againe, and further Saith not

Signum
Iames I I Iolly

Elizabeth Norton Sworne and Examined Saith That William Bramhalls Servant that dyed Said that Iudith Catchpole Cutt the Skinn of a maids throat when She was a Sleep and the Said maid never felt it, and the Said Iudith Sowed up the

wound againe with a Needle and thread and the Said Servant Said if he Should deny it, it would be worse for him and further Saith not Liber B. No. 3.

Signum
Elizabeth × Norton

Andrew Wilcox Sworne and Examined Saith that William Bramhalls man Servant that dyed Said that when the Murther was done all the people and Seamen in the Ship were asleep and after it was done Iudith Catchpole and the Said Servant of William Bramhall went up upon the Deck and walked a quarter of an hour afterward off the went each to their Lodging this being at Sea in the middle of the Night and further Saith not.

Andrew Wilcox

Elizabeth Norton Sworne and Examined Saith. That William Bramhalls man Said that Iudith Catchpole and he did Grind a knife Duch fashion and the Said Iudith prickt a Seaman in the back with it and She beged a Little Grease of the Chirurgeon and greased his back and he Stood up again, And the Said Servant Said that Iuith was to kill three or four men more and further Saith not

Signum
Elizabeth × Norton

The Names of the Iury of women Impannelled to Search the body of Iudith Catchpole viz[t] p. 204

Rose Smith	m[rs] Cannady
m[rs] Belcher	m[rs] Bussey
m[rs] Chaplin	m[rs] Brooke
m[rs] Brooke	Elizabeth Claxton
m[rs] Battin	Elizabeth Potter
	Dorothy Day

We the Iury of Women before named having according to our Charge and oath Searched the body of Iudith Catchpole doe give in our Verdict that according to our best Iudgment that the Said Iudith Catchpole hath not had any Child within the time Charged.

Whereas Iudith Catchpole Servant to William Dorrington of this Province of Maryland Was apprehended and brought before this Court upon Suspicion of Murthering a Child in her Voyage at Sea bound for this Province in the Ship Mary and ffrancis who Set forth of England upon her intended Voyage in or about october Last 1655 and arrived in this Province in or about Ianuary following, and her accuser being deceased and no murther appearing upon her Examination denying the

Liber B No. 3. fact; was Ordered that her body Should be Searcht by a Jury of able women, which being done the Said Iury returning their Verdict to this Court that they found that the Said Iudith had not had any Child within the time Chargd And also it appearing to this Court by Severall Testimonies that the party accusing was not in Sound Mind, whereby it is Conceived the Said Iudith Catchpole is not Inditable, The Court doth therefore order that upon the reasons aforesaid, that She the Said Iudith Catchpole be acquitted of that Charge unless further Evidence appeare.

George Me demandeth two hund^{d} & forty pounds of Tob & Caske out of the Estate of Cap^{t} In° Barriff deced

p. 205 Iohn Bagbee Sworne and Examined Saith That Daniell Morley gave your Deponent Order about Dec^{r} last past to pay one hhd of Tobacco unto W^{m} Stogden for the use of Guye White and take a discharge and afterwards appointed your deponent to pay that Very hhd of Tobacco which your Depon^{t} paid unto William Stogden for the use of Guy White and further Saith not.

Signum
Iohn B Bagbee

Ishmael Wright Sworne and Examined Saith That Daniell Morley Came to your Deponents house before Christmas or thereabouts for an Adds of m^{r} Willards and William Stogden asked the Said Morley whether his Hogshead of Tobaccoe were ready and the Said Morley Replied that the next Season he Should Strike Some Tobacco and he had Given Iohn Bagbee order to pay William Stogden one hhd of Tobacco And Iohn Bagbee Came to yo^{r} Deponents house afterwards and told William Stogden his hhd of Tobacco was ready, And the Said Stogden desired Iohn Bagbee to mark the hhd of Tobacco for him and he would Come as Soon as he Could with a pair of Stilliards and weigh it, and Shipping Comeing in at the present William Stogden did not mind it because he knew It was Sure in Iohn Bagbees hands, And further Saith not.

Signum
Ishmael R Wright

Cap^{t} William ffuller Attorny of Leo: payd plf^{t} Guy White defendant } Whereas Leonard Payd merchant arrested to this Court Guy White about one hhd of Tobacco paid him by Dan^{l} Morley, And it appearing to this Court that the Said hhd of Tobacco, was paid unto the Said White by the appointm^{t} of the Said Morley before the Said Payd had any Right thereunto, The Court doth therefore order that the Said Guy White be

Continued in the possession of the Said Hogshead of Tobacco and the Said Payd to pay Court Charges. Liber B. No. 3. p. 206

Nonsuit is Granted unto Martin Kirke defend^{t} against ffrancis Brooke plf^{t} with Charges.

Iohn Grammer plft } Iohn ffelton defend^{t} } Whereas Iohn Grammer arrested to this Court Iohn ffelton for a debt of 482^{l} of Tobacco and Caske, It is ordered with Consent of both parties, Iohn ffelton paying unto the Said Grammer 241^{l} of Tob and Cask be discharged of the whole debt and the Said Grammer and ffelton to pay Equall Charges Expended in the Suit.

Nonsuit is Granted to Henry Keene defend^{t} against Cornelius Abramson plantiffe with Court Charges

Whereas m^{r} Symon Overzee Merchant hath Peticōn'd this Court for 5089^{l} of Tobacco and Caske out of the Estate of Cap^{t} Iohn Barriffe deceased, And having made his demand appeare to be due, The Court doth therefore Order that Cap^{t} William Evens Administrator of the Said Barriffe's Estate Shall Satisfie the Said debt with which the Said Overzee doth acknowledge himself Satisfied viz^{t} that the Said Evens Shall Satisfie 2720^{l} of Tobacco & Caske being So much as the Said Estate is prized at to be paid by the last of december next and the remainder being 2369 to be paid in Bills that is to Say a Bill of Phillip Lands 160^{l} of Tob, a bill of Walter Pakes and Iohn Cornelius of 2000^{l} of Tobacco a Bill of Edmund Lindseys of eight hundred which the Said Overzee having Received he is to be accomptable to the Administrator for the overplus which is 591^{l} Tob.

At a Court held at Putuxent for the Province of Maryland the 23th of September 1656

Present { Cap^{t} William ffuller, m^{r} Iohn Pott, m^{r} Richard Preston, m^{r} Mich: Brooke, M^{r} Edward Lloyd }

Martin Kirke Sworne and Examined Saith, That Henry Potter desired this Deponent to View the house and fence that he bought of m^{r} Iohn Hatch and our Iudgment was that he had as Good build a new house as mend that and the fence was all down and was not Sufficient, And further Saith not p. 207

Signum
Martin M K Kirke

Liber B. No. 3. George Mee Sworne and Examined Saith, That m^r ffriend-Ship Sold his part of the Land which was between George Manners and the Said ffriendship unto Edward Hall and to the best of this Deponents Remembrance that Edward Hall was to Give m^r ffriendship one hhd of Tobacco or thereabouts for it and further Saith not Signum

George G M Me

Henry Potter plft
Capt Wm Mitchell
Attorny of Tho: Orley deft } Whereas the Action depending between Henry Potter plf^t and Thomas Orley defend^t hath this day been debated in Court and the plantiffe moveing the Court for a Reference untill the next Court in regard the plf^ts Wittnesses Could not be Summoned And Cap^t William Mitchell Attorney of the defendant being willing thereunto, the Court hath Granted a reference in the Suit untill the next Court.

Elizabeth Claxton Sworne and Examined Saith that Henry Potter Comeing unto Thomas Orleys where he lived demanded his Bond and Agreement, that was to fence in all the whole Plantation, and Orley replyed if the bond was he Said he would perform it, and told him it was a busie time now he Could not tend it, I hope Henry you will be reasonable with me If I cannot tend to make this fence I will Satisfie you in Tobacco, and Henry Potter Said he would rather have fencing, And further Saith not Sign

Elizabeth M Claxton

Henry Keene plft
m^rs Ann Dorrington deft } Nonsuit is Granted unto m^rs Dorrington in the Suit of Henry Keene about a bar-
p. 208 gain of Land on which the Said Keene now Lives, And is with Consent of both parties referred to m^r Mich: Brooke Cap^t Sampson Waring, m^r Henry Osborne and m^r Tho: Thomas to Judge what the building and Clearing is worth and upon their non agreem^t to Chuse an Umpere and what they Shall agree of the Said m^rs Dorrington is to Satisfie unto the Said Keene and to have quiet possession Provided that Indifferent time be Given to the Said Keene for the finishing of the Crop now upon it and the Said Keene to pay Court Charges.

Marke Pheypoe plft
Richard True defend^t } Nonsuit is Granted to Richard True in the Suit of Marke Pheypoe with Charges

Emperor Smith plft
Iohn Nevill defend^t } Refference is Granted unto Iohn Nevill deft in the Suit of Emperor Smith plantiffe untill the next Court.

Capt Evens plft
Capt Banks deft } Reference is Granted in the Suit depending between Richard Banks defendant and Capt William Evens plantiffe till the next Court Liber B. No. 3.

Elizabeth Potter Sworne and Examined Saith That Six yeares ago or thereabouts mrs Eltonhead and mr Scarbrough made a bargaine for Six Oxen for the use of her Children, and m Scarbrough was to give mrs Eltonhead three Servants for the Said Oxen, two of the Said Servants to be about the age of fifteen or Sixteen yeares and the other a boy the age of him not nominated and her negro and this deponent delivered the Sixe oxen to mr Scarbroughs Overseer and this depont tooke a discharge of the Overseer & Gave it to mrs Eltonhead And further Saith not.

Signum
Elizabeth × Potter

Attachment is Granted unto mrs Iane Eltonhead upon the Estate of Coll Edmond Scarbrough within this Province of Maryland.

Capt Wm Mitchell plft
Iames Langworth Attorny of William Iohnson deft } Whereas Capt Wm Mitchell arrested to this Court mr Iames Langworth Attorney of Wm Iohnson about a Servant maid Sold by the Said Iohnson unto the Said Langworth, and it appearing to this Court, that the Said Iohnson Sold the Said Servant Contrary to order from the Said Mitchell, who Sent the Said Servant into the Province for the use of his Children as doth appeare, and the Sd Langworth acknowledging that before he bought the Said Servant he knew upon what Condition Capt Mitchell Sent her in, The Court doth therefore order that the Said Servant be delivered by the Said Langworth unto the Said Mitchell with her apparell for the use of his Children with 200l of Tobacco Damage. p. 209

At a Court held at Putuxent for the Province of Maryland the 24th of September 1656.

Present { Capt William ffuller, mr Iohn Pott, mr Richard Preston, mr Michael Brooke, mr Edward Lloyd

Capt Mitchell plft
Iames Langworth deft } Upon a difference depending between Capt Mitchell plft and Iames Langworth Defendant Concerning one Servant of the Said Mitchells Named Iohn Gee Sold by Will Iohnson agent of Capt Mitchell unto the Said Langworth, and whereas it appears by the Said Mitchell's Letter of advice the Said Iohnson was not to put of the Servant for any Longer time then one yeare or untill he

Liber B. No. 3. p. 210 Should Come into the Countrey, The Court weighing both their allegations, have thought fitt to Confirme the Sale made by Johnson untill the Said Mitchells Comeing in and have thereupon Ordered that the Said Langworth Shall forthwith dd the Said Servant unto the Said Mitchell and both parties to have their Remedy against the Said Iohnson or his Estate wherein either of them are Injured in the Sale of the Said Servant.

Andrew Wilcox Sworn and Examined Saith that going up along with m^r^ Iohn Hawkins to Cornelius Abramson's house m^r^ Hawkins going to Receive a hhd of Tobacco Ordered by m^r^ Robert Taylo^r^ for him, the hhd being marked R T upon the opening of the head he found it rotten and Called yo^r^ Deponent to look upon it which your Depon^t^ put his hand betwixt Some of the layes of the Tobacco and feeling it Rotten took out my hand againe being very wet with the Moisture of the Tob. also your deponent heard Cornelius Abramson's wife Say that Thomas Seamore had Struck Some of the Tob: before it was Cured.

Robert Taylor plf^t^ } Iohn ffelton defend^t^ } Whereas there is a difference between Robert Taylor plf^t^ and Iohn ffelton defend^t^ Concerning one hhd of Tobacco which the Said ffelton and m^r^ Morgin Received at Cornelius Abramsons and marked it with R. T. and when the Said ffelton reced the Said Tob it was Sound and Iohn Felton paid the Said hhd of Tob to Robert Taylor, and the Said Taylor Received it upon the words of Phillip Morgin and Iohn Felton and afterwards the Said Tobacco proved Rotten, The Court hath therefore ordered that the Said hhd of Tobacco being 400^l^ neat that Robert Taylor to bear half the Loss and half the Charge in the Suit and Iohn Felton the other half with half the Charges of the Said Suit.

Nicholas White Sworne & Examined Saith, That Richard True and Goodman Smoot agreed with Markes Pheypoe to trim him a Shallop and Richard True and Goodman Smoote
p. 211 tooke the Shallop into their Possession And further Saith Not.

Nicholas White

Marks Pheypoe plf^t^ } Richard True defend^t^ } Nonsuit is Granted unto Richard True in the Suit of Markes Pheypoe with Charges and 200^l^ of Tob for his Loss of time

Cap^t^ Mitchell plf^t^ } Luke Gardnor deft } Upon a difference depending between Cap^t^ W^m^ Mitchell plf^t^ and Luke Gardno^r^ defd^t^ Concerning one man Servant Named Iohn Spurdance and Sold by

William Iohnson agent of the Said Mitchell unto the Said Gardnor And Whereas it appears by the Said Mitchells Letter of advice that the Said Iohnson was not to put of the Said Servant for any longer time then one year or untill the Said Mitchell Should Come into the Countrey, and the Said Gardnor acknowledging in open Court that he knew that the Said Servant Came in upon that Condition from the Said Mitchell, Soe to be disposed of by the Said Iohnson, as also acknowledging himself to be one of the Consignes, The Court therefore doth order the Said Servant be forthwith delivered unto the Said Mitchell, and both parties to have their Remedie agst the Said Iohnson or his Estate and the Said Gardnor to pay Costs of Suit Liber B. No. 3.

Capt Iosias Fendall hath this day in open Court taken oath in the presence of God and before the face of the whole Court, he will neither directly nor Indirectly be any disturber to this present Government till there be a full Determination ended in England of all matters relating to this Government.

At a Provinciall Court held at Putuxent the 25th of September 1656.

Present { Capt William ffuller, mr Richard Preston, mr Edward Lloyd, mr Iohn Pott, mr Mich: Brooke }

Iames Veitch demandeth one Thousand three hundred Pounds of Tobacco for Thomas Cager for Service done to Capt Iohn Barriffe Deceased. p. 212

Nonsuit is Granted unto Capt Willm Mitchell in the Suit depending between William Iohnson plft and the Said Mitchell defendant with Cost of Suit

Whereas it appears to this Court that Walter Pakes Administrator of the Estate of ffrancis Vandan deceased hath overpaid the Estate the Court doth therefore order that a Quietus est be Granted unto the Sd Pakes upon the Estate of the Said Vandan

Whereas Ann Hamond hath moved this Court for Execution against the Estate of Capt Iohn Barriff deceased due upon an order of Court in his life time The Court doth therefore order that if the Administr of the Said Barriffe's Estate doe not appeare at the next Court, And Shew reason why Execution Should not proceed then the Said Ann Hamond to have Execution, And the Administrat notice given him of this order.

Liber B. No. 3. Capt Sampson Waring Attry of mr Iohn Hatch plf / Capt Mitchell Attorney of Thomas Orley defendt

Whereas by a former order of this Court Aprill 17th 1656 in a Suit depending between Iohn Hatch plf and Thomas Orley defendt about a debt due from the Said Orley Administrator of the Estate of Edward Hall deceased of 1100l of Tobacco and Caske, and at that Court the Said Orley Not appearing and Capt Mitchell appearing this Court Attorney of the Said Orley, doth move that it May be referred untill the next Court, which with the Consent of the Attorney of the Said Hatch is Granted It is therefore ordered with the Consent of the Attorney of Orley, that if the Said Orley doe not appeare by himself nor Attorney the next Court and Answer to the Suit then Iudgmt to be Granted against the Said Orley.

p. 213 Elizabeth Claxton Sworne & Examined Saith, that whem mr ffrancis Brooke brought his wife to your Deponents house he did beat her with a Cane while he brake it all to pieces because She would not give the dog the paile to lick before She fetcht water in it, and another time he had a Loyne of Veale Roasted & She was going to take a rib of the Said Veale, and he took an oaken board & broke it in two pieces on her & afterwards yor Deponents husband gave him two Sheeps heads and She Stewed them, and She had a mind to one of the heads and She going for water Said, if he had any thing She would not Eat it from him, and he riseing up with a bloody oath Said you whore do you Long and yor Depont Said mr Brooke doe not Eat it for She hath a mind to it, and he followed her forth with a pair of Tongues & did beat her with the great end, & your Depont followed him and asked him if he Long'd to be hanged, and he Said he did not Care if She did Miscarry, if She were with Child it was none of his, and She fell Sick Suddenly, and he gave her wormwood to drink, and She fell in Labour one night and your depont asked him what She aild, and he Said either the pox or the Devil he did not know So your depont did rise out of her bed and went to her and asked her what She ailed and She was in Labor and I bid him Send for women, and he pray'd Your Deponents husband to goe for the midwife, and the Midwife Came, and when the Child was born it was all bruises and the bloud black in it and further Saith not

Signum ×
Elizabeth Claxton

Rose Smith Sworne and Examined Saith, That yor Depont was Sent to deliver the wife of ffrancis Brooke of a Child and
p. 214 when your Deponent received it into the world it was a man Child about three months old it was all bruised one Side of it,

and yo^r^ Depon^t^ asked her how the Child Came So bruised and She Said he did it with a pair of Tongues, and yo^r^ Depo- nent hearing that the Lived discontentedly, brought the Child to the Said ffrancis Brooke, and yo^r^ Depon^t^ told him that it Came Soe through his Misusage, and your Deponent told him he would dearly Answer it although he Scaped in this world, yet in the world to Come he Should Answer for it before a Iudge that useth no partiality and he made me Answer that She fell out of the peach tree, And he asked her if She did not fall out of the Peach Tree and She Said yes, And further Saith not Liber B. No. 3.

Rose Smith

Whereas ffrancis Brooke was brought before this Court upon Suspition of Murther, and being Conceived that there is Cause of Suspition of Murther, The Court doth therefore Order that the Said ffrancis Brooke Shall Stand Committed in the Sheriffes Custody untill he give Sufficient Securitie for his personall appearance at the next Provinciall Court to be held at Putuxent the 20^th^ of march next to Answer the premisses

William Bretton Sworne in open Court Saith

That about five or Sixe yeares agoe a Cowe Calf was delivered by Cap^t^ W^m^ Evens to one John Norman for the use of a young Girle which Norman was father in Law to the Said Girle, and the S^d^ Norman bringing the Calf in this Deponents boate his own Son and one Cladrueny Maze being alsoe in the boate, and arriving at this Deponents Landing the Said Norman Called divers amongst whom was this Deponent telling them all there present that he marked that Cow Calf for the use of his daughter in Law, the Said Calfe Runn Still amongst this Deponents Cattle, and had one Calfe there afterwards Removeing from of his old plantation, and going upon a Plantation in m^r^ Gerrards Manno^r^, and the S^d^ Norman dying the Cattle were neglected and not looked after Concerning the Marking of the Calfe, one Eare was marked with a kind of flower de luce, the other was Swallow forked, but the under part of the Swallow fork was Soe Cutt in the markeing being like upon Sundry accidents to fall of. Will^m^ Bretton p. 215

For Information to the Court Concerning this busieness this Deponent went along with Cap^t^ Evans to Receive this Cowe at m^r^ Gerrards & poynted at the Cowe amongst all the Cattle in the Penn, Whereupon m^r^ Gerrard Said if I would Sweare point Blank that, that was the Very Cowe Cap^t^ Evens Should have her, but otherwise he finding her in his Manno^r^ and of his own Mark he would keep her for indeed that hanging

Liber B. No. 3. piece of the Swallow fork is quite gone away, My Son will depose that a yeare after the Cow was driven out of the neck She Came thither again to Calfe and then that piece was hanging at the Eare of the Cowe.

Luke Gardnor Sworn and Examined Saith that to the best of your Deponents Iudgment the Cowe that m^r^ Gerrard Shewed your Deponent, is not directly of the Same mark that the rest of the Cattle that m^r^ Gerrard & his Son & m^r^ Slye Shewed yo^r^ Depon^t^ And further Saith not. Luke Gardno^r^

Walter Pake Sworne and Examined Saith, That yo^r^ Deponent Comeing from the Court to Cap^t^. Mitchells house, your Deponent found m^r^ ffrancis Brooke lying with his head in his wifes Lap very Sicke and yo^r^ depon^t^ asked the Said Brooke how he did, and he told your Depon^t^ that he having the flux, thought that Cap^t^ Mitchell would be the Death of him, in forceing of him to go to Court to Sue for the wages due for
p. 216 his wifes Service, Notwithstanding he either had or was to pay him two Cowes for the Remainder of the time his wife had to Serve, And further Saith not. Walter Pake

p. 219 That when m^r^ Potts and m^r^ Standly Choosed m^r^ Brookes and my Self to be Arbitrators, to the difference depending between m^r^ Potts and the aforesaid Standly, it was found by the Arbitrato^rs^ that Standley had received the Chattle, and marked the Calfes of his own marke and likewise the Said Standley, did put in the milke of the Said Cowes to m^r^ Pott towards his dyett, onely m^r^ Potts was bound by the Arbitrato^rs^ to transport the Chattle of the Said Standleys with all Convenient Speed upon the plantation of the Said Standleys, the Arbitrato^rs^ did likewise find that a bull Calfe that was dead formerly belonging to the aforesaid Chattle did properly belong to m^r^ Standley, and that m^r^ Potts was to have of m^r^ Standley for the Transport of the aforesaid Chattle two hundred weight of Tobacco and this we are able to declare upon our Oaths

James Langworth
the mark ⊞ of
ffrancis Brooke

p. 220 At a Provinciall Court held at Putuxent the 20^th^ of October 1656

Present { M^r^ Richard Preston, m^r^ Woodman Stockley; m^r^ Mich: Brooke, m^r^ Iohn Pott, m^r^ W^m^ Parrott

Whereas George Mee demandeth a debt of 240^l^ of Tobacco and Caske out of the Estate of Cap^t^ Iohn Barriffe deceased

due by Specialtie, It is therefore Ordered that the Said debt be Satisfied out of the Said Estate. Liber B. No. 3.

Whereas Capt Iohn Barriffe deceased is indebted unto mr Nicholas Gwider by Specialtie the Sume of 240l of Tobacco and Caske demanded by mr Mathewes It is ordered that the Said debt be Satisfied out of the Said Estate.

Willm Ewens plft } Wm Phillips deft } Whereas Wm Ewens Sued to this Court William Phillips for a debt of 2163l of Tobacco and Caske being part of the Remainder of a Bill of 4000l of Tobacco and Caske It is ordered that the Said Phillips Shall make payment of the Said debt within 40 dayes, else execuc with Court Charges

Ann Hamond plft } Iohn Miles defendt } Whereas Ann Hamond arrested to this Court Iohn Miles for the payment of the Remainder of a Bill dated the 20th of march 1653. And it appearing to this Court that there is due from the Said Miles unto the Said Ann Hammond 390l of Tobacco and Caske, It is therefore Ordered that the Said Miles Shall Satisfie the Said debt in meale at the rate of one hundred pound of Tobacco p barrell which is according to the Said Specialtie within one Month with Cost of Suit else Exec. p. 221

Whereas Emperor Smith arrested to this Court mr Wm Battin and the Said Battin not appearing neither by himself nor Attorney, The Court hath Ordered that if the Said Battin doe not appeare neither by himself nor Attorney the next Court, then the Sheriffe to Satisfie what the Said Smith can make appeare to be due from the Said Battin

Ann Hamond plft } Iohn Lewger deft } Whereas Iohn Lewger Standeth indebted unto Ann Hamond Attorney of Iohn Hamond 134l of Sugar and 175l of Tobacco and Caske and two yeares Interest 100l Tob the Court hath ordered that the Said Lewger Shall make present payment of the Said debt with Cost of Suit or else Exec.

Capt Mitchell plft } mrs ffenwick deft } The difference depending between Capt Wm Mitchell plft and mrs ffenwick defendt is Referred till a Provinciall Court being the 20th of march next.

The Same Court Continued the 21th of octob 1656

Whereas Henry Potter arrested to this Court Thomas Orley, concerning a Lease of Land, Whereon the Said Potter now lives, and whereby the Said Orley is oblidged to Leave the

Liber B. No. 3. houseing and fenceing Tenantable as by the Said Lease at large may appeare, And Whereas it appears to this Court that the Said Potter is not Impowered to Sue the Said Orley, Capt Mitchell Attorney of the Said Orley, Craveing a Nonsuit in the Cause, and hath promised to ingage himself in the Sume of 1500lb of Tobacco and Caske to make Good on Orley's part what he is oblidged unto by the Said Lease, within Six months after Notice Given him that the Said Potter is Impowered by Assignment to Receive Satisfaction, The Court hath Ordered an Nonsuit against the Said Potter with Costs of Suit & 300lb of Tobacoe & Caske to Orley for damage and that the Said Capt Mitchell doe give Such bond for the performance of the Said Lease on Orley's part

p. 222

Vacated Capt Mitchell in open Court Enters into Recognizance of 1500lb of Tob to See the order above mentioned performed.

Emperor Smith plft } Iohn Nevill defdt } Whereas Emperor Smith arrested to this Court Iohn Nevill about Physick and Chirurgery which the Said Smith applyed to the Said Nevills wife, and the Said Nevill denying in open Court that his wife never had any Such things of the Said Smith, It is with the Consent of both parties Referred till the Said Nevills wife returne out of England.

Iohn Cornelius Sworn and Examined Saith That about Iune 2 years Since this Depont was at Iohn Nevills house & this Depont heard the Said Nevills wife Say, if it had not been for the Dutch Doctor She had not been her own Woman, And further Saith not

Iohn Cornelius

Mr ffrancis Brooke Sworn & Examined Saith That about Seven years agoe this Deponent Carried down a young horse from mr Cuthbert ffenwick and Delivered the Said Horse unto Coll Thomas Burbage and delivered the Same horse into his own hands at his own house and at that time the Said Coll Burbage was Sick and he did rise out of his Couch and received the Said Horse from this Depont

The mark ⅁ of
ffrancis Brooke

William Sinclare Sworne & Examined Saith, That about 4 years agoe there was a horse of about five yeares old Sent down from mr ffenwick unto Col Burbage in Capt Hinfields Ship and the Same horse was deliver'd unto the Said Coll Burbage at his own house, And further Saith not.

William Sinclare

Whereas Richard Collett Attorney of Capt Edward Streeter who married the Relict of Coll Thomas Burbage Deceased arreste to this Court mrs Iane ffenwick widdow & Administratrix of mr Cuthbert ffenwick deceased for a debt of 4000l of Tobacco and Caske by Bill from the Sd ffenwick unto the Said Burbage dated the 29th of Aprill 1649 and Whereas it doth appeare by Oath of ffrancis Brooke that one Young Stone horse was delivered unto the Sd Col Burbage at his own house about Six or Seven years Since in part of payment of the Said debt from the Said ffenwick, for which horse the Said Burbage was to allow 1600l of Tob: & Caske as by Letter from the Said Burbage doth appeare, And also it appearing by the oath of William Sinclere that another Stone horse was delivered unto the Said Coll Thomas Burbage at his own house, for which horse the Said Burbage was to allow to the Said ffenwick 2600l of Tob: & Caske which in all is 4200l of Tobacco & Caske, The Court doth therefore Conceive that the Said debt is overpaid, and doth order that the Said mrs Iane ffenwick be acquited of the Said debt with Costs of Suits, and that the Said Bill be delivered unto her at a Court held for this Province the 20th of March next, unless the Said Capt Streeter doe in the meane time by himself or his Attorney make it further appeare that the Said debt in whole or part is not Satisfied and untill the Said Court the Said Bill to remain in the Secretaries office. Liber B. No. 3. p. 223

Edward Good Sworne and Examined Saith that this Deponent heard Iohn Crabtree deceased Say that half the Mill was George Suttons, and that a Servant Named Iohn Ramsden was between the Said Crabtree and the Said Sutton, and the Said Servant was with the Said Crabtree till the Said Servant dyed which was about Iune 1655 And further Saith not

the mark of
Edward × Good

It is ordered that what George Sutton can make appeare to be due to him from the Estate of Iohn Crabtree deceased at the next Provinciall Court to be Satisfied out of the Estate of the Said Crabtree deceased. p. 224

Mr Iohn Hatch plft
Capt Mitchell Attorny of Thomas Orley deft

The Defendant by his Attorney Capt William Mitchell Attorney of Thomas Orley Craveing a Iury being Impannelled Sworne and having the Cause Stated by the Court was Sent forth to find the Case in Issue between the plft and defendant did return their Verdict as followeth viz

Liber B. No. 3. We whose Names are hereunder written being of a Iury Impannelled betwixt m^r Iohn Hatch plf^t and Cap^t W^m Mitchell Attorney of Thomas Orley defend^t is in Manner & form as followeth viz^t that we find for the defend^t with Cost of Suit.

Thomas Hinson, foreman	Richard Bankes
Thomas Trueman	Iohn Tilton
Hugh Standly	W^m Marle
Walter Peake	Iohn Lightfoot
Iohn Cornelius	Iohn Nevill
Michael Basey	George Sutton

Upon which Verdict the Court doth order accordingly

Nonsuit is Granted unto Cap^t Richard Bankes def^t against Cap^t Evens plf^t with Cost of Suit and 50^l of Tobaccoe Damage.

Nonsuit is Granted unto Iohn Cornelius defend^t agst Richard Bennitt plf with Cost of Suit and 100^l of Tob Damage.

Nonsuit is Granted unto Paul Simpson defend^t against m^r Symon Overzee plf^t with Cost of Suit

Nonsuit is Granted unto Walter Pake def^t against Paul Sympson plf^t with Cost of Suit and 50^l Tob. Damage

Reference is Granted unto m^r Standley defendant and m^r Iohn Pott plf^t to a Provinciall Court held at Putuxent the 20^th of march next

Whereas Robert Taylor Petition'd this Court for Satisfaction for transporting people over Putuxent River the Court
p. 225 hath Ordered that what the Said Taylor can make appeare to be due Shall be Satisfied out of the publick Levies when a List is taken and a Levie made

It is ordered that the Sheriffe Shall take a List of the Inhabitants of Putuxent and Potomock according to an Act of Assembly by the 10^th of Ianuary and to be a Court at that time

Iames Veitch being demanded a debt in Court of 1108^l of Tobacco and Caske by m^r Rich: Preston due by Bill to Richard Bennet Esq the Said Veitch hath promised before the Court that if he doth not make it appeare by the next Provinciall Court that the Said debt or part of it is Satisfied already that the whole or what is not paid Shall be paid or Else order to passe against the Said Veitch for the Said debt as aforesaid at the next Court

I Michael Brooke doe by these presents give unto Mary Liber B. Smith the heire of Cap[t] Iohn Smith deceased three Cowes and No. 3. two Calves marked with the Swallow fork on the Right Eare and a Crop and Slitt on the left Eare These 3 Cowes and 2 Calves I the Said Mich: Brooke doe Give to the Said Mary Smith Iunior in Liew of one hundred Acres which m[r] Richard Preston Gave to Cap[t] In[o] Smith And his heires for Ever as Wittness my hand this 20[th] of October 1656 ·
Test Iohn Pott Michael Brooke

Whereas a difference between Cornelius Cannady & his wife Susan Cannady was Referred to the hearing of Richard Preston and m[r] Michael Brooke to See if it Could be reconciled, either to be united, or else to find what might be done in a way of Equity, if they were minded to live a sunder, and that finding that they are willing to part, We find that they are Soe agreed and upon these Termes, first it is agreed between them That the Said Susan Shall have and injoy to her own use all the houshold Stuff and what elce She Can Iustly Claime that She brought out of Virginia w[th] her. 2[dly] And to allow her Soe p. 226 much Tob at the Crop as Shall pay for a Cow, The Said Cannaday doth promise to allow her one Thousand three hundred and Seventy pounds of Tob. and Caske which is for Severall debts Received by him due to her and Goods Sold as by a note of particulars may appeare and to this agreement both parties have Consented (viz[t]) that the Said Susana Cannady doth bind her Self for the future not to desire demand or expect and further allowance, Maintainance or Subsistance from the Said Cornelius her husband, And the S[d] Cornelius doth ingage himself to perform on his part what is above Specified, To which agreement the parties above written have hereunto Sett their hand this 21[th] of Iune 1656, and to be further Confirmed the 28[th] of this Instant Signum
Consented to Signed & Delivered Cornelius × Cannady
in the p[r]sence of Richard Preston Signum
William Berrey Susana × Cannady
Acknowledged in Court on the womans part the 22[th] September 1656

The 13[th] of octob. 1651
These presents Testifie that I William Wildye have Received of Cuthbert ffenwick Gent one bay Stone horse with a bald face I say received for the use of Cap[t] Thomas Burbage the day and yeare above written p me Will Wildye
Test Robert Vaughan

Know all men by these presents that I Iohn Hamond have and hereby doe Nominate, Constitute, make and ordaine my

Liber B. No. 3. beloved wife Ann Hamond my true and Lawfull Attorney, in my Name and for my use to act and doe according to power Granted to her & Walter Pake In a Letter of Attorney dated the 13th of this present month of Aprill under my hand and
p. 227 Seale And furthermore I hereby Confirme and Ratifie that Said Power to herself, onely with this Addition That it Shall and may be Lawfull at her pleasure to Revoke, anihilate & disanull any Such power by me Given to the Said Walter Peake, or any other person whatsoever Notwithstanding any Such former power Soe Given and that it Shall and may be Lawfull for her to Act; doe, Say Sue, Implead, buy, Sell, order & dispose of any part of my Estate, or any thing belonging to me whatsoever in as full and ample power as may or Can be Expresst, and as if my Self were personall present, In Wittness hereof I have hereto Set my hand and Seale this Sixteenth day of Aprill 1655

Signed Sealed and Delivered for the use of my Said Attorney In the prsence of
M ffantleroy
Christo: Brounridge

Iohn Hamond

Know all men by these presents That I Ann Hamond wife to Iohn Hamond doe revoke all power Given by my aforesaid Husband to Walter Pake Iointly with me or to either of us Severally to dispose of any thing to him belonging by Vertue of a Second Letter of Attorney from my aforesd Husband revoking the Same Impowering me to Act by my Self, And further the aforesaid Walter Pakes is agreed hereunto as is Testified by me and the underwritten Wittnesses Anno Dmni 1656 the 18th of November

Wittnesses John Lawson
Walter Pakes

Ann Hamond

p. 230 The mark of Thomas Hopkins and Robert Hopkins for Hogs and Cattle viz. the Swallow tayle on the left eare and Crop on the right.

At a Provinciall Court holden at Putuxent the 12th of Ianuary 1656

Present { mr Richard Preston; Michael Brooks; mr Woodman Stockley; mr Iohn Potts; mr William Parratt }

William Meares Servant to mr William Parker newly Come into the Countrey doth this day acknowledge in Court that he is not twentie yeares of age untill may Next.

It is ordered that m^r^ Robert Taylor and Iohn Read be the appraizers of the Estate of m^r^ Cuthbert ffenwick deceased and this day they are Sworne to that purpose. 'Liber B. No. 3.

Whereas it appeareth to this Court that David ffarrea Came oblidged unto Hennery Chappeen for Sugar amounting to the Sum̄e of 1254 pounds of Tobacco and Caske and 2 Capons at 20^l^ of Tobacco in all amounting to 1274^l^ and Caske which Tobacco appeare by the oath of Henry Hooper and Clement Hinton that the Said Farrea was to See Satisfied, The Court doth therefore Order that the Said ffarrea Shall make present payment of the Said 1274 pounds of Tob^o^ and Caske or Else Execution, In the presence of this Court with Consent of both parties there is 222^l^ of Tobacco Discompted. p. 231

Henry Hooper Sworne and Examined in open Court Saith, That when Henry Chappeen Came and demanded of David ffarrea, the Said Chappeen asked him for the Sume, and the Said ffarrea told him, that he Should have his Tobacco the first that he received, And further Saith not Signum

Henery HH Hooper

Clement Hinton affirmeth the Same

Clement Hinton

Whereas it appeareth to this Court that Robert Kingsbury is indebted unto Daniell Brown for wages the Sum̄e of 220 pounds of Tobacco and Caske and 3 barrells of Corne The Court doth Order that the Said Kingsbury Shall Satisfie the Said wages, he the Said Brown putting in Securitie to the Said Kingsbury to Save him harmless from any thing wherein the Said Kingsbury is engaged for the Said Browne to Cornelius Abraham with Cost of Suit or Else Execution.

Friendship Toungue being deceased and his wife refusing to Administer, Administracō̄n is Granted to m^rs^ Iane ffenixe upon her Petition for that purpose with the Consent of the widdow.

Whereas Elizabeth Iolly hath Slanderously abused m^rs^ Turner and m^rs^ Bussey as by oath appeareth and being not able to prove it, The Court doth therefore order that the Said Elizabeth Iolly Shall Stand Committed untill She Shall in open Court acknowledge that She hath doth them wrong and likewise put in Security for her Good behaviour untill the next Court and to pay Court Charges.

Liber B.' No. 3. p. 232

At a Court held at Putuxent 13th 1656
Commissioners Present as the day before

Attachment's Granted to mr William Parker against the Estate of Major Iohn Billingsly for a debt Claimed by the Said mr Parker of 2119l of Tobacco and Caske

Michaell Basey having proved that the Estate of Iohn Crabtree is indebted unto him 600 pounds, The Court doth order that Satisfaction Shall be made unto the Said Basey, out of the Said Estate of the aforesaid Crabtree deceased of the 600 pounds of Tobaccoe

Whereas Henry Billsbury Servant to Iohn Little most Lamentably hath Complained to this Court of his hard and Cruell usage from his Said Master as by his Petition appeareth, The Court doth order that the Said Servant with the Sheriffe who is hereby required with the first Convenience, to transport the Said Servant to his masters house, And to require the Said Little to give Bond with Securitie for his Good Demeanor to the Said Billsbury untill the next Court, as also to make his appearance then to Answer the Complaint of his Said Servant, and other misdemeanours, and if in Case the Sheriff See
p. 233 Cause then to take the Said Servant into his keeping untill the next Court and if the Said Little refuse obedience to this order, the Sheriffe is hereby required to take the Said Little into his Safe keeping untill he give Bond with Securitie for his obedience hereunto, and also to bring Such Conditions or writings with him the Said Little, as may manifest upon what accompt the Said Little Claimes Servitude from the Said Billsbury.

Whereas Timothy Guttridge Suing to this Court for a debt of 3276 pounds of Tobacco and Caske due by Bill from Iohn Knap and the Said knap Confessing the debt The Court doth order that the Said knap Shall Satisfie the Said debt within 10 days or Else Execution with Cost of Suit.

Whereas mr Woodman Stockley Attorney of Thomas Cole hath Petitioned this Court for a debt of 750 pounds of Tobacco and Caske due by Bill from Iohn Knap to the Said Cole, and the Said Knap Confessing the debt, The Court doth order that the Said Knap Shall Satisfie the Sd Debt within 10 dayes or Else Execution.

40 pounds of Tobacco is allowed to Henry Keen for his attendance 2 days at the Court in the behalf of Thomas Semare

Whereas Iames Veitch Standeth indebted unto William Cooper by Specialty in the Sume of four hundred pounds of Tobacco and Caske, and as that remaineth unsatisfied The Court doth Order that the Said Veitch Shall make present payment unto William Wilkinson Attorney of the Said Cooper an Administrator, or to the Said Administ[rs] Attorney. Liber B. No. 3.

David ffarrea plft } Richard Garford deft } Whereas David ffarrea arrested to this Court Richard Garford for a debt of 455 pounds of Tobacco and Caske, and the Said Garford making it appeare that upon demand of the Said debt he did tender payment, And the Said ffarrea alledging that the Said Tobacco was not Merchantable, It is ordered that the Said Tobacco So tendered, Shall be Viewed by m[r] Harrisse and m[r] Stockley who are Indifferently Chosen by the Said parties and if the Said Tobacco be found Merchantable, then the Said ffarrea is to receive it and to pay one hundred pound damage with Cost of Suit, But if not Merchantable then the Said Garford to pay Cost of Suit p. 234

Order to Geo: Sutton Whereas George Sutton hath made appear to this Court by a Deposition and a Letter that half the mill that Iohn Crabtree had was the Said Suttons, and Likewise two Oxe Chaines, The Court doth order that the Said Sutton Shall have half the mill and the two Oxe Chaines or Satisfaction for them as the parties possessed with these Goods and George Sutton Can agree.

Iohn Williams plft } Michael Basey deft } Whereas Iohn Williams arrested Mich[l] Basey to this Court upon an Action of defamation and it appearing to this Court that there was no Cause of a Suit, The Court doth order that the Suit be dismist and the Said Williams to pay Cost of Suit and 60 pounds of Tobacco to Henry Bullin and his wife as Wittnesses.

David Farera plft } Tim. Guttridge deft } Whereas Timothy Guttridge Standeth Indebted unto David ffarrea in the Sume of 430 pounds of Tobacco in Caske as by Specialty appeareth, The Court doth therefore order that in Case the Said Timothy Guttridge doth not within 10 dayes make paym[t] of this Sume of 430 pounds of Tobaccoe then Execution, otherwise if payment be made present the Said ffarrea to pay all Charges in the Suit otherwise the Said Guttridge to pay the Charge

David Farera } Empr[or] Smith } Whereas David ffarrea arrested to this Court Emperor Smith for a debt of 488 pounds of Tobacco & Caske by accompt and the Said Smith Confessing

Liber B. No. 3. the debt The Court doth order that the Said Smith Shall Satisfie the Said Debt within 8 days or Else Execution w^th^ Cost of Suit

p. 235 The differrence depending between William Bramaell plant and m^r^ Iohn Potts defend^t^ is referred to the next Prov^ll^ Court.

Hubert Patee being arrested to this Court at the Suit of William Turner, It is ordered that the Suit be dismist and the Said Patee to pay Cost of Suit

Order for Attachm^t^ Versus th^e^ Estate of major In^o^ Billingly

Whereas major Iohn Billingsly was arrested to this Court at the Suit of Thomas Semer and by the Testimony of the Sheriff the Said Billingsly did engage his Estate in this Province for his appearance at this Court in the Suit, and he not appearing the Court doth order that an Attachment be Granted against the Estate of the Said Billingsly to the Value of 4000 pounds of Tobacco to Answer Such demands as the Said Seamer Shall Iustly make appeare to be due upon Legall determination at the Provinciall Court to be held the 20^th^ of march next

Whereas David ffarrea hath made appear to th^s^ Court th^t^ Tho Seamer Standeth indebted unto him by Sp^ll^ty the Sume of 1023^ll^ of Tob & Cask The Co^r^t doth ord^r^ that th^e^ S^d^ Seamer Shall make full Satisfacō̄n in 10 days w^th^ Cost of Suit otherwise Execution

Order to Peter Ioy ver: Hen: Catchman for building

Whereas Peter Ioy hath Petitioned this Court for Satisfacō̄ for his building a 15 foot dwelling house for Henry Catchmā̄ who being non resident, The Court doth order that the Said Ioy Shall have his Satisfaction out of the house which he So built which is 300 pounds of Tobacco and Caske with Cost of Suit

David ffarrea plant } Iames Iolly defend^t^ } Whereas David ffarrea hath made appeare to this Court that Iames Iolly Standeth indebted to him in the Sum̄me of one Thousand five hundred and twenty pounds of Tobacco in Caske by Specialty due upon demand dated the first of November 1656 The Court doth therefore order that the Said Iames Iolly Shall within 10 days Satisfie the Said debt with Cost of Suit or Else Execution

Emperor Smith } Ver: Battin } Whereas by former Order m^r^ Battin being arrested to Answer the Suit of Emperor Smith And the Said Battin not appearing, It was then Ordered that if

the Said Battin did not by himself nor Attorny Appeare at this Court then order to pass against the Sheriffe. And the Said Battin not appearing It is ordered that the Said Sheriffe Shall make Satisfaction unto the Said Smith for the use of the Said Battin 630 pounds of Tobacco and Caske being for Physick and Surgery and the Sheriffe to have his remedy against the Said Battin or his Estate with Cost of Suit. Liber B. No. 3. p. 236

Know all men by these presents that I Henry Potter of Maryland planter (for and in Consideracōn of the assignment of a Covenant made by & between Thomas Orley and Samuell Scott) Have Covenanted Granted, Articled, promised and Agreed, And by these presents doe for me my heirs Executors ad administ^rs^ Covenant, Grant, Article, promise and Agree to and with Thomas Orley of Chickokoane in the Colony of Virginia planter and William Mitchell of Maryland Esq Attorny of the Said Thomas Orley their heirs Executors and Administrators by these presents That I the Said Henry Potter my heirs Executors and Administrators Shall and will well and Sufficiently Save defend and keep harmless and indamnified as well the Said William Mitchell his heirs Executors and Administ^rs^ of and from one Recognizance of 1500 pounds of Tobacco and Caske by him lately entred into the Court Condicōned for the fenceing and repairing a house and plantacōn late Thomas Allens according to a Covenant Entred into and made with Iohn Hatch and Richard Banks two of the Overseers of the Estate of the Said Thomas Allen by Thomas Warr and Rob^t^ Sharp as also to Save defend and keep harmless and Indamnified the Said Thomas Orley his heirs Exec^rs^ and Administrators of and from all Suits Charges troubles and Incumbrances whatsoever to be had Commenced or prosecuted against him or them by any person or persons whatsoever for upon or by Vertue of the Covenant made by the Said Thomas Warre and Robert Sharp with the Said Iohn Hatch and Richard Banks as aforesaid, which Covenant was made and Entred into the 24^th^ of October 1648 and the Said Henry Potter doth hereby publish and declare his Consent and desire that the Court will please forthwith to discharge and Anihilate the Recognizance Entred into by the Said William Mitchell as abovesaid, In Wittness whereof the Said Henry Potter have hereunto Sett my hand the Seventh day of November 1656 p. 237

Signum
Henry T Potter

Subscribed & Delivered in the p^r^sence of Nicholas Barcholest
Edmond Lemond

M^r^ Bassill Little Sworne and Examined in open Court Saith, That Elizabeth Iolley upon the missing of Some Linen that

Liber B. No. 3. was lost, I the Said Little asking her for them did Answer that nobody was there but William Turners wife, and George Busseys wife, and Swore an Oath that one of them two must have them

Bassill Little

Mrs Dorrington affirmeth the Same and more that the Said Iolley Should Swear Gooddy Turner was a Thiefe

Signum Mrs A Dorrington

Mary Damaell affirmeth the Same

Signum Mary M Damaell

George Bussey Sworne and Examined in open Court Saith, That there was a bargaine betwixt Thomas Seamer and Edward Keen, That Edward Keen Sold Thomas Seamer all he was possessed of, onely his wearing Cloaths Excepted and further Saith not

Signum George × Bussey

Iames Iolley affirmeth the Same Signum Iames I I Iolley

Clement Hinton Sworne and Examined in open Court Saith That David Farrea promised to mr Ewens 2 pence a pound really for any Goods he Should receive Clement Hinton

p. 238 Edwd Good Sworn & Examined in open Court Saith tht Inº Crabtree ꝑmised Goodman Bassey Satisfacō for his dyet in the time of his Sickness wch was 11 weeks & qr of a hog tht Inº Crabtree had of michll Bassey & a Cannoe tht Inº Crabtree had of the Sd Bassey & further Saith not

Sign Edwd O Good

Clemt Hinton Sworn & Examined in open Cort Saith tht David ffarrea hired of mr Henry Hooper the Store tht was mr Iordans wthout mencōning any more and further Saith not,

Clemt Hinton

Edward Good Sworne and Examined in open Court Saith that Thomas Seamer Should Say that Iohn Tennis was a Thiefe and a hogstealer and further Saith not

Signum Edward ⅁ Good

Timothy Gunton Sworne and Examined in open Court Saith that mr Iohn Potts was to give William Brammaell 7 barrells of Corne a Share for 4 Shares, and the Said mr Potts

did give the aforesaid Brammaell Earnest to bind the Bargaine when he bought the Corne and farther Saith not Liber B. No. 3.

Timothy Gunton

Iohn Merthe Sworne and Examined in open Court Saith that m^r^ Iohn Potts was to give William Bramaell 7 barrells of Corne a Share for 4 Shares and that the Said m^r^ Potts was to Come downe the Munday following to See the Corne; and the Said Brammaell Said he had no accomodation for him, whereupon m^r^ Potts Said he would Send down his man, and gave the Said Brammaell Charge of his hogs which were in the Corn field to the Number of fifteen or Sixteen, and the Said Brammaell replyed he would be more Carefull then formerly he had been, And further Saith not Signum

Iohn O Merthe

Iames Veitch Sworne and Examined in open Court Saith That in a bargaine made betwixt William Turner and Hubert Pattee, that Hubert Pattee did bargaine with the Said William Turner to Live with him this present yeare, and that the Said Hubert Patee was to to allow him the Said Turner 2 Shares and a half provided the Said Turner Should get a new hand and the Said Patee was to lay in 4 barrells of Corne and a Cowes Milk and more if he had it and to find Soap and William Turner his washing, George Bussey affirmeth the Same

Iames Veitch

Signum George × Bussey

These presents Wittness that I William Mitchell Esq doe acquit and Discharge Iames Gunnion of all debts, dues demands reckonings, bills, bonds, or accompts whatsoever from the beginning of the world till the day of the date of these presents as Wittness my hand this 8^th^ of Ianuary 1656 p. 239

William Mitchell

Tested by
Pa: Simpson
Robert Thimelby

Iames Gunnion and Patrick Milligan doth this day Enter a Caveat in the Secretaries office for Administration upon the Estate of Andrew Scott and Thomas Ager deceased, Ffebruary 22^d^ 1656

January the 20th 1656 } George Bussey doth this day enter a Caveat for Administration of the Estate within this Province belonging to Edward Beasly deceased. p. 240

Liber B. No. 3. p. 241 Caveat Entred by William Stogden for administration upon the Estate of William Gibbins deceased the 26th of January 1656

The difference depending between David Farrera plft and Henry Hooper defendant being referred to a Jury who returned their Verdict as followeth vizt

The Names of the men of the Iury

Capt William Mitchell foreman.	Thomas Reed
Iohn Knap	mr Thomas Thomas
mr Hugh Stanly	Henry Keen
Robert Tayler	Edward Keen
Mich: Basey	Wm Turner
Iohn Hamleton	George Bussey

The particulars being acknowledged by the defendt as well in quantity as price according as they are Stated in the plfs accompt we doe find and allowe to the plantiff upon the accompt the Rest of the accompt being denyed by the defendt
p. 242 and not proved by the plantiff, we doe not find or allow of Soe the Some we finde for the plft upon his accompt is Seventeen hundred Seventy five pounds of Tob and Caske, and the rest of the accompt we leave to future result, and find that the plft is to pay all Costs of Suit in respect there appears to us 80ty pounds of Tob and Caske due to the defendant upon his Claime more then the 1775 pounds of Tob and Caske above mentioned.

Henry Hooper plft } David Farrera deft } These particulars upon the Accompt amounting to Eight hundred fifty five pounds of Tob. and Caske, and one Thousand pounds of Tobacco and Caske upon Bill being acknowledg'd by the defendant, we doe find and allow to the plf being in all 1855 pounds of Tob and Caske, the rest of the accompt being not proved nor acknowledged by the defendant we do not Intermeddle with, but find that all the house Except what was formerly mr Iordans Store) was Imployed with mr Hoopers Consent, and remain Still to be Satisfied, but that and the other demands we Leave to future result, and give the plft Cost of Suit

Timothy Goodridg oblig. to Bassill Little mercht } Be it known unto all men by these presents that I Timothy Goodridge doe bind over unto Bassill Little Merchant all the Tobacco of mr Knaps that is now hanging in Iohn Cornelius house for the Satisfying of Eight hundred Seventy nine pounds of Tobacco and Caske, As Wittness my hand this 28th of ffebr 1656
Wittness Edward Keene

Timothy Goodridge

At a Provinciall Court held at Putuxent the 10th of March 1656. Liber B. No. 3.

present { Mr Richard Preston, Mr Iohn Potts; Mr Michael Brookes; Mr Woodman Stockley }

David Farrera plft / Cornelius Canedy deft } Whereas David ffarrera arrested to this Court Cornelius Cannedy for a debt of 2000 pounds of Tobacco and Caske due by Specialty dated the 13th of October 1656 payable upon all Demands, The Court doth order that the Sd Cannedy Shall forthwith Satisfie the Said debt of 2000 pounds of Tobacco and Caske with Court Charges or Else Execucon p. 243

Thomas Robinson plft / Iames Attchison deft } Whereas Iames Attchison is indebted unto Thomas Robinson the Sume of five hundred pounds of Tobacco and Caske assigned to Henry Osborne and the Said Osborne Impleading the Said Attchison for the Said debt, The Court doth order that the Said Attchison, Shall forthwith Satisfie the Said debt unto the Said Osborne of 500 pounds of Tobacco and Caske with Cost of Suit or Else Execution

David Farrera plft / Henry Pope defendt } Whereas David Farrera arrested to this Court Henry Pope for a debt of 997 pounds of Tobacco and Caske due by Bill dated the 16th of october 1656 payable upon all demands, The Court doth order that the Said Pope Shall forthwith Satisfie the Said debt with Cost of Suit or Else Execution

Timothy Guttridge plft / Iames Attchison deft } Whereas Iames Attchison Standeth Indebted unto Timothy Guttridge the Sume of 350l of Tobacco and Caske due by Bill dated Ianuary the 26th 1656 payable upon all demands The Court doth order that the Said Attchison Shall forthwith Satisfie the Said debt with Cost of Suit or Else Execution

The Suit depending between mr Battin plft and mr Morgan defendant is by the Consent of both parties referred unto the next Court.

Whereas Hubert Patee was arrested to this Court by George Bussey and Iames Veatch for having Notoriously Slander'd them in their reputations, in Saying the Said Bussey and Veatch, had forsworne themselves to the pitt of hell, and the Said Bussey and Veatch having proved their Complaint, The Court doth order that the Said Hubert Patee Shall Stand p. 244

Liber B. No. 3. Committed, untill he the Said Patee, Shall in the face of the Court, ask the parties Grieved forgiveness and to pay 500[l] of Tobacco to the publick use and put in Securitie for his Good behaviour and to pay Cost of Suit.

Order to Wm Stockden } Administration is Granted to William Stockden upon the Estate of William Gibbins deceased

Whereas William Stokden hath made appeare to this Court that William Gibbins was Indebte unto him the Said Stockden 587 pounds of Tobacco and Caske The Court doth order that the Said Stockden Shall be Satisfied out of the Estate of the Said Gibbins deceased

Empror Smith } Wm Gibbins } Whereas Emperor Smith demandeth 510[l] of Tobacco out of the Estate of William Gibbins deceased for Physick administred by him the Said Smith to the Said Gibbins in his Sickness, The Court doth order that the Said Smith Shall be Satisfied 500[l] of Tobacco out of the Estate of the Said Gibbins deceased.

The Suit depending between Henry Billsberry plf[t] and John Little defend[t] is referred to the next Court

Mr Rich[d] Harris plft Iames Attch: & Tim: Gutt: deft } Whereas Iames Attchison and Timothy Guttridge Stand indebted
p. 245 unto m[r] Richard Harris in a Bill of 2000 pounds of Tobacco and Caske dated the 24[th] of March 1655 due the tenth of October 1656 The Court doth order that the Said Attchison and Guttridge Shall forthwith Satisfie the S[d] debt with Cost of Suit, or else Execution.

Richard Harris plft Timothy Guttridge deft } Whereas Timothy Guttridge Standeth Indebted to m[r] Richard Harris the Sume one Thousand five hundred pounds of Tobacco and Caske by Bill dated the 25[th] of October 1656 due upon all demands, The Court doth order that the Said Guttridge Shall forthwith make Satisfaction of the S[d] debt or Else Execution

Peter Iohnson Eare mark } The Eare Marke of Peter Iohnson, for hogs and Cattle viz. the half moon, or ovekeele on the top of the Right Eare, and a Crape of the left.

Timothy Guttridge plft Iames Attchison deft } Whereas Iames Attchison Standeth Indebted unto Timothy Guttridge in the Sume of 304 pounds of Tobacco and Caske being in full of a debt due to the Said Guttridge bearing date the 9[th] of July

1656 payable the 20th of October 1656, The Court doth there- Liber B. No. 3.
fore order that the Said Attchison Shall forthwith Satisfy the Said debt of 304l of Tobacco and Caske with Cost of Suit or Else Execution

Order to Geo: Bussey } Administration is Granted unto George Bussey upon the Estate of Edward Beasley deceased within this Province deceased

David ffarrera plft mr Hen: Hooper deft } Whereas David Farrera arrested to this Court mr Henry Hooper in an action of Equity and hath Exhibited his Bill of Complaint, and the Said Hooper not appearing, The Court doth order that if the Sheriff do not Cause the appearance, of the Said Hooper or Some one for him the next Court, then order to passe against the Sheriffe.

Refferrence is Granted in the Suit depending between William Muffett plft and Iohn Hawkins defendant is referr'd to the next Court

Whereas Henry Hooper arrested to this Court David p. 246
ffarrera, and the Said Hooper not appearing, the Court doth order that the Said Hooper be non Suited and pay Cost of Suit.

Mathew Smith plft David ffarrera deft } Whereas Mathew Smith arrested to this Court David ffarrera and the Said Smith not appearing, The Court doth Order that the Said Smith be Non-suited and pay 100l of Tobacco Damage with Coste of Suit.

Will: Battin plft Walter Carre deft } Whereas Walter Carre was arrested to this Court, at the Suit of mr William Battin in an Action of debt, and Capt Waring appearing as the Attorney of the Said Carre, and the debt by account to the Said Battin being 451 pounds of Tobacco and Caske, The Court doth order that the Said Carre Shall forthwith Satisfie the Said debt with Cost of Suite or Else Execution

Robert Kingsberry Sworne and Examined in open Court Saith that Hubert Patee did Say that William Turners Witt-nesses which were George Busse and Iames Veatch were fore-Sworne to the pitt of Hell and further Saith not

Signum
Robert K Kingsberry

William Turner affirmeth the Very Same, and farther Not.

Signum
William T Turner

Liber B. No. 3. Robert Tayler Sworne and Examined in open Court Saith, that Cap[t] Iohnson Caused a brown Steer with a Mealy Nose Broad head to be killed in the depon[ts] penn, which Steare to the Deponents best remembrance and knowledge was 3 years old or upwards, The Steare to the Deponents best remembrance was Cropt on the left Eare, the other Eare hole only a Nike or two Slitt in, which Stear the Depon[t] meeting in his penn inquired of Cornelius whose Steare it was, Cornelius Replyed to the Deponent, answering it was his, and desired it
p. 247 might Goe in his Penn The next that laid Claime to this Steare was Cap[t] Iohnson who Sent his men to kill it, and farther the Deponent Saith not. Signum
Robert RT Tayler

Iohn Dammarell Sworne and Examined in open Court Saith, That the last october was a twelvemonth at a Provinciall Court Cap[t] Iohnson desired the Said depon[t] to kill a Steare for him, and that Iames Wilson and Iohn Boone went with the Deponent, and Shewed him a broad horn'd Steare of a Brown Collour with a Mealy Nose about the age of 3 years or 4 and farther Saith not,
Iohn Dammerell

William Howse Sworne and Examined in open Court Saith that he the Said Depon[t] heard Iohn Little Call his Servant Billsberry upon the Sabbath day, and likewise heard a Noise of Beating at the Morter, And farther Saith not.
Signum
William WH Howse

Stephen Harloe Sworne and Examined Saith that about two yeares agoe this Deponent being at the house of Iohn Little, on a Sabbath day in the Morning did hear the Said Little Call up his Man Henry Billsberry to beat and also to Bake on the Sabbath day and, farther Saith not Signum
Stephen S Harloe

Richard Garford Sworne and Examined Saith that first he was Imployed by Iohn Little to fetch home his Servant Billsberry, and his Indian from the Indian Cabbin, and they would not Come Saying they they had rather live with the Pagans than Come home to be Starved for want of food, Cloathing and have their Brains beaten out, farthermore the Deponent Saith that the Said Little did Imploy two Indians to fetch home his Man Henry and they brought him home, Then the Said Little Called for divers to bind him, and So was determined to keep him Bound till the Court as the Said Little did Ex-

presse, then the Said Billsberry did request Henry Pope to be his Security Untill the Court. Liber B. No. 3.

And when the Court Came Henry Pope Inquired of the Said Little whether he the Said Pope Should Carry him down or whether the Said Little would himself whereupon Little Replyed no, neither: for what Shall a man get by going to Law with a Servant, but lett him follow his work, and I freely forgive him for running away p. 248

Farther the Deponent Saith, that the Indian did Declare that Henry Billsberry did Carry away nothing but that he the Said Indian did Carry away all himself.

Richard Garford Sworne and Examined Saith that when Henry Pope, who had then the Command of Henry Billsberry, Commanded the S^{d} Hen: Billsberry that he Should not goe out to use his Gunn on the Sabboth day, then the Said Little did Command the S^{d} Billsberry to Goe, Saying, what hath any man to doe with my Servants, And farther Saith not

Iurat Coram me Richard Garford
Woodman Stockley

Thomas Binkes Sworne and Examined Saith, that William Gibbins lately deceased did give unto Julian Hyell, part of Cowe and Calfe, which Calf was then with the Said Cowe, being both betwixt the Said depon^{t} and the Said William Gibbins as Equall Sharers in the aforesaid Cowe and Calfe and farther Saith Not. Thomas Binkes

Iurat Coram me Richard Preston

Michaell Farmer Sworne and Examined Saith That William Gibbins promised unto Iulian Hyell part of a Cowe and Calfe which was betwixt him the Said Gibbins and Thomas Binkes in Case that he the Said Gibbins Should dye, and farther Saith not

Iurat Coram me Signu
Richard Preston Michael M Farmer

Edward Good Sworne and Examined Saith that Michael Basey had of Iohn Crabtree one barrell of beer and Some Caske to put Tobacco in & Saith no farther. Signu
Edw^{d} × Good

Clement Hinton Sworne and Examined Saith that when we went to Potomock River to receive Iohn Cornelius Goods and being arrived the Said Cornelius had fraighted Col: Smith, whose Ship was then Come, and because of his the Said Cor- p. 249

Liber B. No. 3. nelius fraight we left our own Tobacco here to take in when we Came back againe, And the Depon[t] told Cap[t] Mitchell before we went, that we Sho[d] be at, at the least 30[l] pounds Damage Considering the loss of time, and payment of mens wages, wearing out our Sailes and making the Ship unfitt of Carrying any Tobacco out of this River, And Cap[t] Mitchell replyed he was ingaged, and he must perform his bargaine what ever he lost by it, And the deponent told the Said Cornelius at January Court Last that Cap[t] Mitchell would be damnified 30[l] pounds by Going for his the Said Cornelius Goods, whereupon the Said Cornelius replyed what need you take Care for that, it will be but for 3 or 4 dayes, And further Saith not.

Clement Hinton

Henry Chapin Sworne and Examined Saith that when Cap[t] Mitchell had taken fraight for Iohn Cornelius Goods, the Depon[t] hearing of it told Cap[t] Mitchell it would be 40 pounds out of his way, who replyed he Could not help it, having ingaged himself, and must prove himself an honest man in performing his ꝑmise And the Said Cap[t] Mitchell Said Moreover to the Deponent, that if it were not for taking in Cornelius Goods, he would take in his the Said Deponents then. Soe we Came into Patomock River before Col Smiths Ship Came there, and were forced to Come back againe to take in our Tobacco, or else we had not Came, And further Saith not.

Henry Chapin

p. 250 Be it known unto all men by these presents that I Elizabeth Manship doe resigne over unto Bartholomy Herring my full right and Title of one Cowe Calfe, which was given unto the Said Bartholomy Herring in Liew of a Cannoe which my Husband Richard Manship, upon his last will and Testam[t] left unto Bartholomy Herring as Witness my hand march the 23[d] 1656

March 23[d] 1656

Signum
Elizabeth A Manship

Wittness Richard Smith
Thomas Belcher

Recordu Verum ex Orriginali
Teste Thomas Turner Clk

At a Provinciall Court held at Putuxent the 20[th] of march 1656

Present { Cap[t] William ffuller, M[r] Michael Brooke; m[r] Rich: Preston, M[r] William Parratt; M[r] Edward Lloyd,

Order for Administracō̄n unto m[rs] Sarah Marsh

Whereas m[rs] Sarah Marsh administratrix of the Estate of her husband m[r] Thomas Marsh deseased hath by her Attorney

Sued to this Court for Administracōn of the Estates of Valerius Leo, and Andrew Hanson Deceased, and whereas it appears to this Court by the Oath of m^r^ Thomas Ringold, that the accompts of m^r^ Marsh wherein the Said Leo and Hanson is Charged debtor was Sworne unto be the Said m^r^ Marsh in his Life time, before m^r^ Thomas Meers The Court doth therefore Order that Administracōn be Granted unto the Said m^rs^ Sarah Marsh upon the Estate of the Said Valerius Leo and Andrew Hanson deseased. Liber B. No. 3.

William Berry plft } Iohn Little defend^t^ } Whereas it appears to this Court that In^o^ Little hath Notoriously Scandalized M^rs^ Elizabeth Potts as by the Depositions of Henry Pope and Richard Garford appeareth, The Court doth therefore order that the Said Little Shall stand, Committed, untill he Stand for the Space of one hour at the Door of this present Court, with a Paper in his hatt written in Capitall Letters Signifying that he hath Scandalized the Said m^rs^ Potts and that he pay five hundred pounds of Tobacco in way of fine to the publick use and Cost of Suit p. 251

William Berry plft } Iohn Little defend^t^ } Whereas William Berry hath petitioned this Court against Iohn Little for Notoriously Scandalizing his father and mother. And whereas it appeareth to this Court by the Testimony of Henry Pope and Richard Garford that the Said Little hath Slandered the Said parties, The Court therefore order that the Said Little Shall Stand by the whipping post Stripped naked from his waest upwards for the Space of one hour with a whip over his head and pay five hundred pounds of Tobacco in way of fine to publick use, And to put in Securitie for his Good behaviour, And to Stand Committed untill he perform this order with Cost of Suit

Order to Hen: Pope & Richard Garford for Charges

Whereas Henry Pope and Richard Garford were Summon'd to this Court as Wittnesses in the behalf of Iohn Little and Suing to this Court for Satisfaction for their travell and attendance, and Dyett at the Ordinarie, and having made appeare that they have lost Six dayes time, and four Dyetts at the Ordinary, The Court doth order that the Said Pope and Garford be allowed one hundred pounds of Tobacco to be paid by the Said Little for their loss of time and Dyett

Order to Hen: Pope

Whereas Henry Pope hath made it appeare that being Summoned to a Court the 10^th^ of this Instant in the behalf of Henry Billsberry he gave his attendance four dayes and Expended on dyett at the ordinary, The Court doth order that

Liber B. No. 3. the Said Billsberry Shall Satisfie the Said Pope 50 pounds of Tobacco for his Loss of time & Dyett at th^e ordinary

p. 252 Phillip Hyde plft } Ino Williams deft } Whereas Phillip Hyde hath Peticōn'd this Court against Iohn Williams for Satisfaction for 4 months Dyett, Lodging, and his part of one Barrell of Beer, which Beer the Said Williams had as by the Testimony of Michaell Basey appeareth and the Said Hyde demanding 300^l of Tobacco for his Satisfaction, which the Court Iudges resonable, but the Said Defendant not appearing at Court by reason of the Sheriffs remisnes, The Court doth therefore order that the Sheriffe Iames Veitch Shall Satisfie the Said Hyde 300^l of Tobacco with Cost of Suit within five days or Else Execution.

At a Provinciall Court held at Putuxent the 21^th of March 1656

Commissioners Present as the day before

Order to m^r Francis Brooks

Whereas by former order bearing date the 25^th of September last It was ordered that ffrancis Brookes Should enter into Bond with Securitie for his ꝑsonall appearance at this Court, and he having given Bond of ten thousand pounds of Tobacco for his appearance and he the Said Brookes having appeared & peticōn'd this Court to be dismissed, and to have in his Bond And the Court Considering that the S^d Brookes by his appearing hath fullfilled the Said order, Hath thought fitt, and doth therefore order that the Said Brooks have in his Bond and be discharged of that order.

Order to Aron for Charge

Whereas Aron Iacobson was Summoned to the Last Court where he Attended four dayes and at this Court three days by Henry Billsberry the Court doth order that the Said Billsberry Shall Satisfie the Said Iacobson one hundred and forty pounds of Tobacco for his Loss of time and Expences in Dyett.

Order Versus Iohn Little

Whereas Iohn Little by former order of this Court was ordered to Stand one hour at the whipping Poste, Stripped
p. 253 naked from the waste upwards, The Court upon Petition of the Said Littles wife and the request of divers Neighbours, and in regard of the Said Littles age, and unseasonableness of the weather, The Court doth order that the Said Little performe the Said order, only the time that th^e Said Little is to stand at the whipping post be as Short as may be.

Richard Harris plft } Michael Basey deft } Whereas m^r Richard Harris arrested to this Court Michael Basey for a debt of one Thousand four hundred pounds of Tobacco and Caske due by Bill payable the 10^th^ of October last dated th^e^ 5^th^ of may last, The Court doth therefore order that the Said Basey Shall make present Satisfaction of the Said one Thousand four hundred pounds of Tobacco and Caske with Coste of Suit or Else Execucōn Liber B. No. 3.

Michael Basey plft } Phillip Hyde deft } Whereas Michael Basey arrested to this Court Phillip Hyde for a debt of one Thousand four Hundred forty Six pounds of Tobacco and Caske by Bill and accompt, as by the acknowledgment of the Said Hyde in open Court appeareth, The Court doth therefore order that the Said Hyde Shall make present Satisfaction of the Said one Thousand four hundred forty Six pounds of Tobacco and Caske with Cost of Suit or Else Execution.

Timothy Guttridge plft } Iohn Knap defendant } Whereas Timothy Guttridge arrested to this Court Iohn Knap for a debt of four hundred and twenty pounds pounds of Tobacco and Caske, and the Said Knap Confessing the debt, The Court doth therefore order that the Said Knap Shall make p^r^sent Satisfaction of the Said four hundred and twenty pounds of Tobacco and Caske w^th^ Cost of Suit else Execution.

Order to m^r^ Hen: Hooper for Administracōn upon th^e^ Estate of m^r^ Lawrence Starkey

Whereas m^r^ Henry Hooper Attorney of m^r^ Meese hath Petitioned this Court for Administracōn of the Estate of M^r^ Lawrence Starkey deceased, And the Court Conceiving the Said Hooper the Greatest Credit^r^ to th^e^ S^d^ Estate doth order that Adm^n^ be Granted unto th^e^ S^d^ Hen: Hooper upon th^e^ Estate of the Said Lawrence Starkey deced.

M^r^ Iohn Harris plft } Iohn Gramm^e^r deft } Whereas it appears to this Court that Iohn Grammer Standeth indebted unto m^r^ Iohn Harris of London Merch^t^ the Sum̄e of Two thousand Seventy Seven pounds of Tobacco and Caske as by Bill bearing date the nineth of Aprill last payable the 10^th^ of November last appeareth and the Said Grammer Confessing the debt, The Court doth order that the Said Grammer Shall make present payment of the Said debt of two thousand Seventy Seven pounds of Tobacco and Caske with Cost of Suit or else Execution p 254

Whereas Iames Veitch Standeth indebted unto Cinnamon Barbury the Sum̄e of two hundred forty and Eight pounds of

Liber B. No. 3. Tobacco and three days work as by Bill appeareth, The Court doth order that the Said Veitch make present Satisfaction of the Said debt with Cost of Suit or Else Execution

Wm Battin } Phill: Morgan } Whereas Iames Veitch Attorney of mr Willm Battin arrested to this Court mr Phillip Morgan for a debt of nine hundred ninetie two pounds of Tobacco and Caske by accompt, to which accompt the Said mr Battin hath Deposed, And whereas mr Morgan Confesseth the debt and desireth Libertie to discompt, and having produced to an accompt, wherein he Chargeth the Said Battin Debtor Six hundred forty three pounds of Tob: there resting to Ballance three hundred forty and nine pounds of Tobacco due from the Said Morgan to the Said Battin, The Court doth order that the Sd Morgan Shall forthwith Satisfie the Said three hundred forty nine pounds of Tobacco unto the Said Battin with Cost of Suit or Else Execution

Phill: Morgan Io: Billing: Whereas mr Phillip Morgan Attorney of mr Wm Parker referr'd to this Court for order agt major Iohn Billingsly for nine hundred Seventy nine pounds of Tobacco Received by the Said Billingsly of Nicholas Dixon, and was in part of Satisfaction for a turn of a Sloop of the Said Billingsly as appears by a Receipt under his hand, And the
p. 255 Said Deposing in Court that the Said Turne of the Sloope was not performed, The Court doth therefore order that the Said Billingsly Shall make present Satisfaction of the Said Nine hundd Seventy nine pounds of Tobacco and Caske with Cost of Suit, or Else Execution.

Wm Park } Io: Billing } Whereas it appeareth to this Court major Inº Billingsly Standeth indebted to mr William Parker the Sume of Thousand one hundred & forty pounds of Tobacco and Caske, which accompt was Sworne unto by mr William Parker to be a Iust accompt and not Satisfied Except one hhd of Tobacco, which is to be deducted out of this Sume of one Thousand one hundred and forty, And the Court doth order that the remainder be forthwith Satisfied by the Said Billingsly with Cost of Suit, or Else Execution

William Moffet plft } Iohn Hawkins deft } Whereas William Moffett arrested to this Court mr Iohn Hawkins for a debt of three hundred pounds of Tobacco, which appeareth to be due from the Said Hawkins to the Said Moffett, and the Sheriff not taking Securitie for the appearance of the Said Hawkins, The Court doth order Satisfaction from the Sheriffe of the Said three hundred pounds of Tobacco and the Sheriffe to have his remedy against the Estate of the Said Hawkins.

Nonsuit is Granted unto m^r^ Paul Simpson in the two Suits depending between Walter Peake plantiffe and the Said Sympson defendant Liber B. No. 3.

Paul Simpson plft } Walter Peake deft } Whereas Paul Sympson arrested to this Court Walter Peake in an Action of the Case and an Action of Defamation, And the Said Peake not appearing, The Court taking it as a Contempt to this Court, doth order that the Said Walter Peake Shall be taken into Safe Custodie by the Sheriffe who is by this order required him Safely to keep untill he give Such Securitie for his appearance at th^e^ next Court as may answ^r^ th^e^ Allegacōns and Comp^lts^ of th^e^ S^d^ Paul Sympson in th^e^ acōns afd

David Farrera plft } Io Read Defendt } Whereas Iohn Read Standeth indebted to David ffarrera in the Sum̄e of four hundred ninety four pounds of Tobacco and Caske, as by Bill appeareth, The Court doth order the Said Read forthwith to Satisfie unto the S^d^ ffarrera the Said Debt of four hundred ninety four pounds of Tobacco and Caske with Cost of Suit or Else Execution p. 256

Wm Wardriff } Io Waide deft } Whereas William Wardriff arrested to this Court m^r^ Iohn Waide for the paym^t^ of four hundred pounds of Tobacco, one Suite of Cloathes, one pair of Shoes and one pair of Stockings, being in full Satisfaction for wages due for one yeares Service from the Said Waide to the Said Wardriffe, The Court doth order that the Said Waide Shall forthwith Satisfie the Said four hundred pounds of Tobacco, one Suit of Clothes one pair of Shoes, and one pair of Stockings with Cost of Suit, and one hundred pounds of Tobacco Damage, or Else Execution

Order to W^m^ Dorrington to release th^e^ ec:

Whereas Cap^t^ Peter Iohnson deceased, did enter into Bond as Securitie for the performance of the under Sheriffs office, by Iames Veitch and William Dorrington who married the relict of the Said Iohnson, Suing to this Court, that the Said Securitie might be taken of as to the Said Iohnson, his heirs Executors Administrators or assignes, The Court doth order that the Said Bond be no longer binding as to the Said Iohnson his heirs Executors, Administrators or Assignes; but that they be by this order therefrom discharged

Will: Dorrington Eare make

The Eare marke of William Dorringtons Hogs and Cattle viz. the half moon under the right Eare and Cropt on the left Eare.

Liber B. No. 3. The Gage for hhds

Whereas divers Masters of Ships have Complained to this Court that they making Charter parties in England according to the Ordinary Gage of Virginia hogsheads and finding by Experience they Cannot perform their obligations by reason of
p. 257 the Extraordinary Size and Bigness of the Caske made in this Province without Extraordinary losse in their fraight, besides the disappointing of divers merchants and planters fraighting upon the Said Ships, and also do Resolvedly declare that if Some remedy be not Speedily provided in the premisses, the will Chuse rather, tottally to decline the trade, then put themselves and owners, to Such apparent and unavoidable losse, The Court taking the Same into Consideration and weighing the Condition of the Inhabitants, for the Encouragement of Trade, have thought fitt to make a Standing Gage for all Tobacco hhds to be made within this Province, and the Gage to be observed by all Coopers and others, Setting up Caske, untill it Shall be farther ordered by an Assembly And all Magistrates are hereby athorized & required in their respective Limitts, both upon Complaint or View of Such Caske not made according to the Said Gadge (hereafter Specified) to destroy them, The Gadge to be Viz. 43 Inches in Length and 26 Inches over in the head.

Order to Paul Simpson for Attachm^{t} on the Estate of John Pritchard

Whereas Paul Simpson hath made appear to this Court that John Pritchard is indebted unto him the said Simpson the Sume of Eleven hundred pounds of Tobacco and Caske and the Said Pritchard being non resident in this Province, The Court doth order that attachm^{t} be Granted against the Estate of the said Pritchard to the value of one Thousand five hundred pounds of Tobacco to be Responsible for the said debt untill a Legall determinac$\bar{o}$n.

p. 258 Present { Cap^{t} William ffuller, m^{r} Richard Preston, m^{r} Edward Lloyd, m^{r} Tho: Meeres, } M^{r} Michael Brookes, M^{r} William Parker, M^{r} William Parratt

John Lord / Ann Hamond } Whereas m^{r} John Lord hath Exhibited to this Court a Bill of Seven hundred pounds of Tobacco and Caske Due from Iohn Hamond to Nicholas Watkins, and also an order of Court obtained at Iames Towne the 6 of December 1650 upon the Bill to be paid by the Said Hamond, And the Said Lord Impleading Ann Hammond for Satisfaction according to the Said order, but not Shewing any power

he hath to demand or receive the Said debt, And praying a Refference till the next Court, The Court doth order a Refference in the Cause untill the next Court, And in the meane time that the Said Ann Hammond do not depart the Province unless She give Securitie that may be answerable for the Said Debt upon Legall Determination. Liber B. No. 3. p. 259

Whereas m^r^ Thomas Ringhold Commenced an Action of Defamacōn against Cap^t^ Ioseph Weekes at the County Court of Kent, and the Said Weekes having Endeavoured to make Good his Charge against the Said Ringhold, as by Severall Depositions taken for that purpose, do appeare, And after Long debate in that Court in the Cause, the Said Weekes by his Attorney Craved an appeale to this Court, which was Granted and ordered that the Said Weekes Should put in Securitie for his appearance at this Court and to pay Double Damages, in Case he the Said Weekes Should be Cast in the Suit, which when demanded of him he refused to doe, and hath neither by himself or Attorney made his appearance at this Court, The Court doth therefore order that the Sheriffe of Kent Shall take the Said Weekes into Safe keeping, untill he give Bond with Securitie for his appearance at the next Provinciall Court held at Providence the 10^th^ of Aprill next, to answer the Suit of the Said Ringhold, and for his Contempt to the S^d^ order of Appeale the Said Weekes to pay 500^l^ of Tobacco in way of fine to publicke use

Fran: Abram
Wm Dorrington } Whereas ffrancis Abraham arrested to this Court m^r^ W^m^ Dorrington about a Steere killed by Cap^t^ Iohnson and the Said ffrancis Abraham not proving his Claime The Court hath dismissed the Suit, and the S^d^ Dorrington at the request of the Court is willing to remitt the Charge in his part. p. 260

David Farrera plft
Henry Hooper deft } Whereas it appears upon the accompt between David Farrera plf^t^ and m^r^ Henry Hooper defendant, that there is due unto the Said Farrera from the Said Hooper the Sume of Six hundred Seventy Eight pounds of Tobacco, The Court hath therefore ordered that payment of the Said Sum̄e of Tobacco with Court Charges be forthwith made by the Said Hooper unto the Said Farrera alias Execution.

Whereas it appears that the attendance of divers Members of this Court, is taken of by reason of the Death and absence of divers Commissioners of the Provinciall Court, The Court hath thought fitt and doth therefore order that Cap^t^ Phillip

Liber B. No. 3. Morgan m^r^ William Ewens, m^r^ Thomas Thomas, Lieuten^t^ Phillip Thomas, m^r^ Samuell Vethers Lieuten^t^ Richard Woolman be Commissioners for the Provinciall, and that notice be given unto them thereof.

Order to Iames Gunnion for Administration

Administration is Granted to Iames Gunnion and Patrick Milligan upon the Estate of Andrew Scott and Thomas Ager deceased.

Nonsuit is Granted to William Mill Attorney of Luke Barber against Ann Hammond in a Suit depending between the Said Ann Hammond plf^t^ and William Mill Attorney to the Said Barber defend^t^ with forty pounds of Tobacco Damage and Court Charges

m^rs^ Iane ffenwick plf^t^ } Cap^t^ W^m^ Mitchell def^t^ } Whereas William Mitchell arrested to this Court Iane ffenwick and the Said Mitchell making no appearance by himself or Attorney, The Court doth order that the Said Cap^t^ Mitchell be nonsuited with Court Charges.

Mathew Smith Sworne and Examined in open Court Saith, That Henry Carlien and Elizabeth Garnier did Lye in bed together and went under the Notion of man and wife, and
p. 261 farther he the Deponent Saith, that he heard the Said Carlien deny that he had any other wife then the Said Elizabeth Garnier, and further Saith not

Signum
Mathew × Smith

Elizabeth Smith upon farther occasion is ready to be Deposed to the Very Same

Signum
Eliz: A Smithe

Markes Clare Sworne and Examined in open Court Saith that when he Deponent Came out of Holland he had twelve Indentures, which Indentures were all Interlined printed for four yeares, but Interlined Some for Six, other Some for Seven yeares according as the Servants hired, made their agreement to Serve, which Indentures major Iohn Billingsly had out of Holland from the Deponent, he the Deponent having then in his Custody all the Indentures of his the Said Billingsly's Servants and further Saith not

Markes Clare

Markes Clare Iunior affirmeth that he had one of the Same Indentures, and that the Said Indenture was interlined according as the rest aforesaid were, And further Saith not

Signum
Markes T Clare Iunior

Henry Pope Sworne and Examined in open Court Saith That Iohn Little did Say that the Church was burnt, in which mr Berry and his wife were Married in, and farther the Deponent Saith, that the Said Little did Say that the Said mr Berry did keep a boat to runn away with, when his wifes tother husband did Come in, and further Saith not Liber B. No. 3.

Signum
Henry ⊢ Pope

Richard Garford affirmeth the very Same and no farther
Richard Garford

A Deed of Guift to Phill: Harwood
Know all men by these presents that I Henry Hooper have Given unto Phillip Harwood one heifer and the Increase thereof, for him the Said Harwood his heires Administrators or Assignes to keep and Enjoy for him or them, or either of them for Ever Wittness my hand the 20th of Aprill 1657

Signum
Wittness Richard Preston Henry H H Hooper
Thomas Turner

Henry Pope Sworne and Examined in open Court Saith that Iohn Little did Say that mrs Potts was dishonest with the Said Littles Indian Boy in his Corne field, and moreover that Iohn Little did Say that he did See them dishonest, the Depont thereupon made Reply that he did not believe it was Soe, to whom Little affirmed it was So, and that he did See the Said mrs Potts back durty and further Saith not p. 262

Signum
Henry ⊢ Pope

Richard Garford affirmeth the Very Same and no farther
Richard Garford

Francis Abraham Sworne and Examined in open Court Saith, that Ann Seamer the wife of Thomas Seamer did tell the Deponent that She the Said Ann Seamer had Seven years to Serve when She Came first into the Countrey and farther Saith not

Signum
ffrancis F Abraham

Michael Basey Sworne and Examined in open Court Saith, That Iohn Williams did desire the depont to take up a Barrell of beere at the Iewes Store for his the Said Williams and Phillip. Hydes use and further the Said Williams did tell the depont that he would Satisfie the Said Hyde for his Share of the Said Beer and farther Saith not

Signum
Michael M Basey

Liber B. No. 3.

the 6th of Ianuary 1653

Iane Eltonhead Sworne and Examined in open Court Saith, That She the Deponent being at the Crosse did go along with her Brother and Sister ffenwick unto St Inegoes unto Capt William Mitchell to deliver up his Estate and perfect his accompts then perfecting their accompts the Said Capt Mitchell did acknowledge to owe and remaine indebted unto the Deponents Brother ffenwick a Certain Sume of Tobacco about five
p. 263 or Six hundred pounds of Tobacco upon the Ballance of their accompts, The Sd Capt Mitchell desired the Deponents Sister, to make Choice of Such Goods as She the Deponent had, and thereupon She took only three yards of Cotten, and two pair of Shoes and then the Deponent Brother ffenwick asked him the Said Capt Mitchell what accompt he would give him for the Tobacco which he Carryed home for Holland of his, his the Said Mitchells answer was that the Tobacco was not as yet Sold, as he did know of, and at that time past his Bill unto him for the Said Tobacco. All these particulars the Depont doth perfectly remember And farther Saith not.

Iane Eltonhead

In the year of our Lord 1656 Iohn Cammell Sworne and Examined Saith That mr Iohn Waide did agree with William Woodriff for one years Service, and that the Said Waide for the Said yeares Service was to give unto the Said Woodriff one Thousand pound of Tobacco and Caske, one hundred more in recompence of his Corne and one Cloth Suit with a Canvass Suit two Shirts

Iurat Coram me Iohn Lawson

Tho Tunn: aged 27

Thomas Tunnell Sworne and Examined Saith That William Wardriffe the last yeare did Engage himself to Serve mr Iohn Waide one whole yeare upon these Conditions Viz. That the Said mr Waid having Cured the Said Wardriff of the Disease he had been afflicted, the Said mr Waide was beside the Said Cure, to pay the Said Wardriffe at the Expiration of the Said yeare one Thousand pounds of Tobacco and Caske and a Kersey or Broad Cloath Suit, two Shirts two pair of Stockings three pair of Shoes and one Barrell of Corne or one hundred pounds of Tobacco and During the Said years Servitude the Said mr Waide was to find and allow him the Said Wardriffe
p. 264 his Dyett and Lodging, And farther this Deponent Saith not

Iuratum Coram me
Richard Preston Anno Dni
1656 nono Ianuarij.

Signum
Tho: T Tunnell

Know all men by theses presents that I Thomas Bennett of London, or my Assignes, do assigne all my Right Title Interest, Claimes, and Demands of Eight hundred pounds of Tobacco and Caske due by Bill from m^r^ Iames Berry of Putuxent unto Iames Cary of London or his Assignes, which Bill I Gave order to Henry Hooper of the place above-said to receive, And if he hath received the Bill or the Said Quantity of Tobacco then to be accomptable and pay it to the Said Iames Cary or his Assignes

Liber B. No. 3.

Recorded for m^r^ W^m^ Berry

Thomas Bennett

Teste Andrew Paynter
Robert Hyll

Received of Iames Berry by the Appointment of Thomas Bennett this 27^th^ day of Ianuary one thousand Six hundred fifty and Six the full and Iust Sume of Eight hundred pounds of Tobacco due by Bill, which Bill m^r^ Robert Tayler hath I Say received by Vertue of this Letter of Attorney by me

Iames Carey

Recordum verum ex
Orriginali teste me
Thomas Turner Clk

Giles Glover's Bill to Thom: Belcher p. 267

This Bill bindeth me Giles Glover me my heires Executors Administrators or Assignes to pay or Cause to be paid unto Thomas Belcher or Richard Smith or our assignes the full and Iust Sume or quantity of Eight hundred thirty and one pounds of Good large, and bright Tobacco & Caske without Ground leaves at or upon the tenth of November next Ensuing the date hereof, for the better Securitie of the aforesaid debt, I the Said Glover do bind two black Cowes, the one Called by the Name of Nancy, the other by the Name of Black, and Cropt of both Eares, and a whole one the right, The other with a Swallow fork on both Eares, which Cowes upon the non payment of the afores^d^ debt, The Said Thomas Belcher or Richard Smith or their Assignes to take these two Cowes into their possession for their own proper Goods, more due one hundred pounds of Tobacco which is in all nine hundred thirty and one pounds in all, As Wittness my hand this 5^th^ of may 57

Testes Giles × Glover
Richard Preston } This Bill was made & owned in open
Henry Osborne } Court according to the date above-written
Teste me Tho: Turner Clk

Liber B. No. 3. p. 268 Know all men by these presents That I Paul Simpson of the Province of Maryland gent for a full Satisfaction by me received of Walter Peake of the Province aforesaid Gardiner do for me my heirs and Assignes for ever quitt and Discharge the Said Walter Peake of all debts, Suites Actions, Molestations, troubles thing or things whatsoever from the beginning of the world till the day of the date of these presents, In Wittness whereof the Said Paul Simpson have hereunto Sett my hand this 15th of may 1657 Pau: Simpson
Signed and Delivered in the
p'sence of Iohn Lightfoote
Peter Achilles

Be it known unto all men by these presents that I Christopher Russell of the Province of Maryland planter, for a Valuable Consideration by me Received have Sold and Delivered from me my heirs Executors Administrators or assignes unto Henry Kente of the Same place to him his heirs Executors Administrators or Assignes, Three head, female Cattle, that is to Say one black Cowe with a tagged tayle Cropt on the right Eare, and Slitt downe a middle of the Crop with a Swallow Tayle, the Calfe with a taiged tayle and Culour red with a Star in the forehead, the two young Cattle being of the abovesaid Henry Kentes own proper Marke that is to Say the flower deluce on the right Eare the left Eare Cropt, And the Abovesd Christopher Russell do by these presents bind my Self my heirs Executors or Assignes to Maintaine the true and Lawfull Sale, And to defend them with their Increase from any person or persons whatsoevr In Wittness to the true performance I have hereunto Sett my hand this Eleventh of may 1657
Testis Signum Christopher Russell
Robert × Ome } Concordat Cum
Arthur Turnor } orriginali Teste me Tho: Turner Clk

p. 269 Phillip Harwood aged 40 years or thereabouts Sworne and Examined, Saith, That to his the Deponents best Iudgment there was hanging of mr Hoopers Tobacco to the weight of three hundred pounds of Tobacco in that house where the Iewes Goods were or near upon And further Saith not
Signum
Sworne this 20th of Aprill 1657 Phillip P Harwood
before me. Richard Preston

At a Provinciall Court held at Putuxent the 14th of may 57. Liber B. No. 3.

Present { Mr Richard Preston: / Mr Mich: Brookes / mr Iohn Hatch / mr Phillip Morgan / mr William Parratt

mr Peter Sharpe plft / Robt Harwood deft } Whereas mr Peter Sharpe hath Commenced a Suite against Robert Hurwood in the behalf of his the Said plft Daughter in Law Elizabeth Gary, And the Defendant Craving a Reference, The Court hath Ordered that the hearing and Determining of the Cause be referred to the Next Generall Court, and that the Defendant Stand Committed untill he give Good Securitie then and there to answer to the plft Charge, And that the Said Elizabeth Gary be farther Examined before mr Michael Brookes and mr Rich: Preston Concerning the busieness within Specified.

Elizabeth Gary aged 24 yeares or thereabouts Sworne and Examined Saith, that about three yeares Since, That Robert Harwood began his first pretend love towards me, and Ever Since through his Suggestions and Delusions, hath he followed me w[illegible]hall, Still, till at a Certaine time about a year Since followed me to the Garden, where my mother Sent me to gather a Sallett never left his attempt till he forced me to yeild to lye with him, and farther your Deponent Sayth, that after he had obtained his filthie desire and lust upon me Said that now I Should nor Could not have any other Man but him, And farther your Deponent Saith That at Severall times I told him, p. 270 that I would not have him, were it not for discovering that filthie Act he Committed with me, And the Said Harwood made me Answer againe, that he did know what he did, for he had no other way, to keep me but by that in lying with me And not only do declare that whilst I Live, I vow never to have him as a husband, I'l rather die first and farther your Deponent Saith not

Iurat Coram me Decimo tertio maij 57 Phill Morgan — Elizabeth Gary

The Deposition of Sarah Benson aged 26 years or thereabouts Sworne Saith, That in August Last Sitting at mr Sharps Landing with Elizabeth Gray talking of Robert Harwood, I asked her when She was to be Married, She replyed never, if her mother Could help it (to him) your Deponent told her that the Said Harwood was a going away from their house, She replyed it would be better for them, but your Deponent told her, that She would forgett him but the Said Gary replyed,

Liber B. No. 3. She Should not, for She would not any other man for her husband, and that She was very Capable of what She did, And farther this Deponent Saith not

Iurat Coram nos — Signum
W^m ffuller, Samuell Withers — Sarah A Benson

Tho Bell^r / Giles Glover } Whereas Thomas Bellcher arrested to this Court Giles Glover for a debt of Seven hundred Seventy two pounds of Tobacco and Caske, as by two Bills wherein the Said Glover is Engaged with Richard True unto the said Bellcher for the Said debt appeareth, The Court doth order that the Said Glover Shall forthwith Satisfie the Said debt of Seven hundred Seventy two pounds of Tobacco and Caske with Cost of Suit or else Execution, Provided that there be discounted out of the Said Sum̄e of Seven hundred Seventy & two pounds of Tobacco and Caske 3 hundred and forty of Tobacco and Caske which is allowed by the Court

p. 271 Attachment is Granted unto Thomas Bellcher and Rich^d Smith upon the Estate of Richard True in the hands of Giles Glover to be responsible for a debt Claimed by them two thousand nine hundred of Tobacco and Caske from the Said True upon Legall Determination.

Iohn Brown / Will: Dorrington } Whereas Cap^t Sampson Waring Attorney of m^r Iohn Brown arrested to this Court W^m Dorrington Administrator of Cap^t Peter Iohnson deceased for a debt due from the Said Iohnson unto Abraham Holman by Bill of three hundred pounds of Tobacco and Caske and Assigned by the Said Holman unto the Said Browne The Defendant pleading for a Reference untill the next Generall Court, The Court doth grant a reference unto the defend^t and doth order that if the defendant at the next Generall Court, do not Shew good reason why the Said debt Should not be Satisfied that then the Said debt of three hundred pounds of Tobacco and Caske Shall forthwith be paid unto the Said Iohn Browne or Some for him with Cost of Suit, or else Execution

p. 272 David Farrera / Phill: Harw^d } Whereas it appeareth to this Court that Phillip Harwood and Thomas Robinson Standeth indebted unto, unto David Farrera in the Sum̄e of two thousand fifty Six pounds of Tob. and Caske being part of a Bill of two Thousand Six hundred Seventy three due by Specialty dated the 5^th of October last payable upon all Demands, The Court doth order that the Said Phillip Harwood and Thomas Robinson Shall forthwith Satisfie the Said debt of two thousand fifty

Six pounds of Tobacco and Caske with Cost of Suit or Else Execution Liber B. No. 3.

Iohn Court } Rich: True } Whereas Richard True Standeth indebted unto Iohn Court in the Sume of one thousand four hundred forty nine pounds of Tobacco and Caske as by Specialty appeareth, and the Said True being non resident in this Province, And the Said Iohn Court Suing to this Court for an Attachment upon the Said Bill, The Court doth order that attachment be granted upon the Estate of the Said True to be responsible for the Said Debt upon Legall Determination at the next Generall Court to be held for this Province

Ino Cornell } Wm Marshll } Whereas Iohn Cornelius Standeth indebted to William Marshall in the Sume of Eight hundred and Sixty pounds of Tobacco and Caske as by Bill and acknowledgment of the Said Cornelius appeareth The Court doth order that the Said Cornelius Shall forthwith Satisfie the Said debt of Eight hundred and Sixty pounds of Tobacco and Caske with Cost of Suit or Else Execution

Arth: Tur: Giles Glover Whereas Arthur Turner arrested to this Court Giles Glover in an Action of the Case, And the Said Turner having Petitioned the Court, and the Court finding that there was no Cause of Suit, The Court doth ordr tht the Sd Turner be nonsuited in tht acon of the Case agt the Sd Glover wth Cost of Suit & forty pounds of Tob Damages

Walt. Peake } Tho. Cary } Whereas Walter Peake Standeth indebted unto mr Thomas Cary Merchant in the Sum of nine hundred and twenty pounds of Tobacco and Caske due by Bill dated the 15th of ffebruary 55 payable upon all demands, The Court doth order that the Said Walter Peake Shall make present paymt of the Said nine hundred and twenty pounds of Tobacco and Caske with Cost of Suit or Else Execution. p. 273

Rob: Robns—Elizab. Rob:

Whereas Elizabeth Robins arrested to this Court her husband Robert Robins in an Action of the Case, and the Said Robins desiring a Reference untill the next Generall Court, in regard he had not Sufficient Evidence for his defence, The Court hath ordered that the Cause depending be referred untill the next Generall Court and at the request of the Said Robins doth hereby Authorize mr Iohn Hatch to take the Depositions of Such Wittnesses, as Shall be Supened before him in the premisses, and the plft & Defendt to have Notice, that they may if they will be present at the Eaminacons of Such

Liber B. No. 3. Wittnesses, w^ch w^th th^e Consent of both plf^t & def^t are appointed, to be heard before th^e S^d m^r Hatch the 28^th of this Instant may.

p. 274 Tho: Seamer major Bill: } Whereas Thomas Seamer arrested major Iohn Billingsly in an Action of the Case and the Said Billingsly not appearing neither by himself nor Attorney, The Court upon the Said Billingslye's non appearance, did grant an attachment against the Estate of the Said Billingsly, to answer the Suit of the Said Seamer, And the Said Seamer by his Attorney Suing to this Court for Iudgment against the Said Billingsly, The Court Supposing that the Said Billingsly hath not had notice of the Court proceedings therein, doth further order with Consent of the plf^t that if the Said Billingsly doth not neither by himself nor Attorney appear at the next Generall Provinciall Court, that then Iudgment to pass ag^t the Estate of the Said Billingsly in behalf of the Said Seamer, as then the Court Shall See Cause and that the overseer of the Said Billingsly be hereby required to give Notice to the Said Billingsly of the Court proceedings therein

Nonsuit is Granted to William Woodriffe defend^t in the action wherein Zacherah Waide is plf^t with Cost of Suit and Twenty pounds of Tobacco Damage

The Court hath thought fitt and doth order that the fine of five hundred pounds of Tobacco Imposed upon Hubert Patee, by order of Court the 10^th of march 56 Shall upon his Good abearing be Remitted.

Nonsuit is Granted unto William Stiles in the Action Depending between m^r Iohn Lawson plf^t and the Said Stiles defend^t with Cost of Suit .

Hen: Moor—W^m Smoote

Whereas Henry Moore was arrested to this Court at the Suit of William Smoot for a debt of three hundred and twenty pounds of Tobacco and Caske as appeareth by Specialty, and
p. 275 having by Rob^t Robins Confessed a Iudgment in behalf of the Said Moore, The Court doth therefore order, that the Said Moore Shall within Six days make Satisfaction to the Said Smoote of the Said Sume of three hundred and twenty pounds of Tobacco and Caske with Coste of Suit or else Execution

Whereas Iohn Court arrested to this Court Giles Glover in an Action of the Cause, And the Court finding no Cause of Suit, Doth order that the S^d Cort Shall be Nonsuited with Cost of Suit and forty pounds of Tobacco Damage.

Ord^{r} to m^{rs} Iane Eltonhead for Admraon Liber B. No. 3.

Administration is Granted to m^{rs} Iane Eltonhead upon the Estate of her husband m^{r} William Eltonhead Deceased.

Attach: Gran. Arth: Turr True

Whereas it appeareth to this Court that Richard True is indebted unto Arthur Turner in the Sume of two Thousand four hundred and two pounds of Tobacco and Caske and the Said True being non resident in this Province, The Court doth order that attachment be Granted against the Estate of the Said True to responsible for the Said debt upon Legall Determination at the next Generall Provinciall Court.

The Deposition of William Marshall aged fifty yeares or thereabouts Sworne & Examined in open Court Saith, That in Easter Weeke he this Depon^{t} being at Pukewaxen at Goodman Boells where Robert Robins was, he this Depon^{t} the Said to the Said Robert Robins that it was a pityfull thing for him and his wife to live Soe, whereupon the Said Robins made reply; what would you have me doe, for She is a Common whore, and I have Good Wittness that William Herde, rid her from Stump to Stump, farther this Dep^{t} Sayth th^{t} ffrancis Pope tooke Sam^{ll} Parker, ******* of his wife & further Saith not

Signum
William × Marshall

William Hinson Sworne and Examined in open Court aged 28 or thereabouts, Saith That he this Depon^{t} being in William Marshalls field, heard Robert Robins Say to William Herde, Herde you Rogue, you Swived your Sister from tree, to tree, and I will have you to the Court Whereupon Herde made answer I will See her hang'd before I Come to Court about her, And farther Saith not p. 276

Signum
William × Hinson

Thomas Michell aged 43 years or thereabout Sworne and Examined in open Court Saith, That in Iune 1655 being at the house of Robert Robins in Company with Some others, there fell a difference betwixt the wife of Robert Robins, and Robert Hunley, whereupon Robert Robins was angry with his wife, I this Depon^{t} went away from the house and left them, and went to Robert Hunleys house, and presently after She Came over with her Smoke Sleeve torne to her Shoulders, quite off, Crying, So Robert Robins Came to her & desired her to go home: She made him answer She would not She would dye first, with that he tooke up a Tobacco Stick and gave her a

Liber B. No. 3. blow or two, but Still She Said the Same, and that She would be revenged of the Said Hunley and farther Saith not,

Tho: Michell

Iohn Bogg Sworne and Examined in open Court aged 30 or thereabouts Saith that m^r^ Lawson did receive of William Stiles, one Hogshead of Tobacco and did Look in it, and Marked it with a Cole not having Marking Irons with promising to Send his Bill to the Said Stiles, by Zaccery Waide, and he not liking the Tobacco would not deliver the Bill, And farther Saith not

p. 277

Signum
Iohn ⊞ Bogg

William Hinson aged 28 yeares or thereabout, Sworne and Examined in open Court, Saith That he this Deponent did hear Elizabeth Robins Say to her husband Robert Robins, that he Spent his meanes upon whores, and that She Came to take Share with him, and Called him Rogue and Rascall, And farther Saith not

Signum
William × Hinson

Edward Bowles aged 59 years or thereabouts Sworne and Examined upon his oath Saith, That according to a List of Tobacco in a piece of paper Containing fourteen hhds which is to be delivered into the hands of my Attorney Cap^t^ Sampson Waring, is all the Tobacco which was made by us, And farther this Deponent Saith, to the best of his Conscience, that twelve Barrells of Corne was the most and four Bushells of Beanes, And farther Saith not

Signum
Iurat Coram me 11^th^ of may 57 } Edward E B Bowles
Iohn Hatch }

May the 15^th^

present { m^r^ Richard Preston. M^r^ Iohn Hatch
m^r^ Michael Brookes. M^r^ William Parratt

The Examination, of Thom: Wright

The Examination of Tho: Wright Saith that he had no occasion of his running away from his master m^r^ Thomas Cary, but was drawen and enduced thereunto by the preswasion of one Iohn Servant to m^r^ Thomas Thomas and that he Carried away with him one Gunn, a Small quantity of powder and Shott, and that they left one of their Company upon the Easterne Shoar upon the backside of Kent.

The Examinacō̄n of Francis Troteene

The Examination of Francis Troteene Saith that he was drawen and induced to run away from his master m^r^ Cary by

the preswasions of Thomas Wright, and that one of the Com- Liber B.
pany being lost, was lost while he this Examinat was in th^e^ boat No. 3.

The Examination of Iohn Bealle Sayth, that he had no p. 278
Cause to absent himself from his Masters Service, and Likewise Sayth that there was no falling out betwixt the man that is Lost, and any one of the rest of their Company, And Likewise Sayth that the man that is lost when he went out from the rest of their Company that none went out but m^r^ Morgan's man Sam: with him, And that they did See no Indians, but heard Some talke

Order for Quiet est to Thōm: Orley Administ^r^ of George Manners

This day Cap^t^ William Mitchell Attorney of Thomas Orley having made it appeare to this Court, That Edward Hall deseased, did in his Life time fully Administer upon the Estate of George Manners deceased, And hath paid more then the Estate of the Said Manners amounted unto And the Said Orley having at a Court held the tenth of April 56: disclaime the Estate of George Manners und administred of; It is therefore Ordered that Thomas Orley and Rebecca his wife, formerly the Relict and Administratrix of the Said Manners, Shall have a Quietus est, as to the Said George Manners his Estate and a Quietus Est is hereby Granted and ordered accordingly

Administration is Granted unto m^r^ Paul Sympson upon the Estate of Iohn Pritchard deceased he the Said Simpson being the Greatest Creditor to the Said Estate as yet appeareth

Tho: Mark:—Will: Chaplin

Whereas Thomas Markeen Servant to m^r^ William Chaplin hath Complained to this Court that through his Masters Means he is disabled to perform his Labour as formerly he hath done, and that Notwithstanding his Said Master would Enforce him, and to that purpose doth unreasonably beat and threatn him the Said Markeen, in So much, that as he Saith, he is not able to Endure it, The Court doth therefore think fitt, in regard the Said William Chaplin is from home about urgent occasions, hereby to Signifie and require him the Said m^r^ Chaplin, that he forbear all unlawfull beating or threatning of his Said Servant untill his Complaint be farther heard and Determined at the next Generall Court

Io: Tawny plft
Wm Dorrington deft } Whereas Iohn Tawney arrested to this p. 279
Court William Dorrington for his freedom Corne and Some of his freedom Cloathes, he the Said Tawney

Liber B. No. 3. haveing Served the last year of his time with the Said Dorrington The Court doth order that the Said William Dorrington Shall forthwith Satisfie to him the Said Tawney Three Barrells of Corne, one Wastcoate, one pair of Canvas Drawers one pair of Shoes and Stockings with one Shirt, one weeding hoe one falling Axe, and a Cap or hat

Nonsuit is Granted to Robert Tayler in a Suit wherein he was arrested by Cap^{t} Waring as Attorney of m^{r} Iohn Browne with Cost of Suit.

Nonsuit is Granted to Iohn Slingsby in the Suite depending between Edward Bowells plf^{t} and the Said Slingsby defend^{t} with Cost of Suit.

Nonsuit is Granted unto Edward Bowells in the Suit wherein he is defendant against Iohn Sligsby plf^{t} with Cost of Suit.

Nonsuit is Granted to Phillip Hyde in an Action wherein the Said Hyde is Defendant & Iames Veitch plf^{t} with Coste of Suite.

Iohn Nevill—Susan Attcheson

Whereas the matter Concerning Iohn Nevill and Susan Attcheson was in agitation before this Court, And upon Reading the Depositions of Mary Gillford and Iohanna Watts relateing to the Matter in question and before the Court did proceed any further, m^{r} Nathaniell Burrowes to obstruct the Busieness in hand (which was to question the Said Nevill, and the Said Susan Attcheson for Suspition of Adultery and fornication) did Voluntarily obtrude himself and in the face of the Court object against the Wittnesses, And being demanded why, he so presumptiously Came to obstruct the matter in agitation, and whether he would prove the Wittnesses perjured, Answered, yes he would prove them perjured and being againe demanded if he would prove them pjured answered yes he believed he Should, upon which the Court hath Referr'd the further hearing of the matter in question untill the next Provinciall Court, And doth order that the Said Nevill Shall Stand Committed untill he Give Bond with Good Secu-
p. 280 ritie for his appearance at the next Court, as also in the meane time for his good behaviour. And the Court farther order that the Said Burrowes Shall stand Committed untill he give bond with Securitie, for his appearance at the next Court to make his Charge against the Wittnesses or Suffer Such Censure as the Court then Shall think fitt.

Mary Gillford aged 30 yeares or thereabout, Sworne & Examined, Sayth that the last Lords day, being in her husbands house, looking forth at the Door did See the wife of Iames Attcheson, going over the fence, I asked a woman named Susan Barbary who was by, what She thought the Said Susan Attcheson, went over there for and asked her if She would go, and we would See, what the Said Susan Attcheson went over there for, and She Said yes, upon which we went without the Plantation a Compass about, and did See the Said Susan, and one Iohn Nevill in the Thickett Standing up by a Tree upon which we turned back againe, to Call more Company, and Speaking to one Sanders Watts his wife, She went with us to the place, where we had Seen them before, but they were gone from that place, and looking about, we did See them in another place, in the thickett together upon the Ground by the Side of a tree, from whence I See them rise up, and Came to them I asked the woman what She did there, who answered that She went to go to the Garden, But this Deponent Saith, that there was no Garden that way but quite another way

Liber B. No. 3.

Signum
Mary × Gillford

Iohanna Watts aged 25 years or thereabouts Sworne Saith, That what the abovenamed Deponent hath Said to her knowledge is truth, And farther Saith that when we found them, the Said Susan Attcheson, and Iohn Nevill in the Thickett, they were Setting by a Tree Side that lay upon the Ground, And Comeing to them I this Deponent did Speake to the man, and asked him, if he were not ashamed to do So, having had Warning of Such doings, The Said Nevill replyed and desired me this Deponent, that I would Say nothing to the Said Susan Attcheson's husband, then I asked the Said Susan, why She Came there, who answered that She Came not there to meet with him the Said Nevill, but to go to her Garden I this Deponent asked her, if her Garden were that way, but this depon^{t} Saith, that the Garden was not that way but Contrary another way, And farther this Deponent Saith, that about a fortnight before the Sabbath day last, She asked the Said Susan Attcheson, why She did frequent the Said Nevill's Company, and would not Love her husband, who replyed her husband did abuse her, She Could not love him, And farther this Deponent Sayth, that She did hear her husband Sander Watts Say, that, when Iames Attcheson was over at the Court, which was adjourned, that the Said Iohn Nevill and Susan Attcheson did lye in bed together, and that the Said Susan did Call the Said Nevill to bed to her, And farther Sayth not,

p. 281

Signum
Iohanna × Watts

Liber B. No. 3. Alexander Watts aged 25 years or thereabouts Sworne and Examined Saith that in or about the time that the Court Should have been in Ianuary, but was adjourned this Deponent desired Iohn Nevill to go along with his wife, and help her with a Cowe and Calfe from m^rs^ ffenwicks, he this Deponent at that time being Sick and not able to goe himself, And the Said Nevill did goe but before he the Said Nevell went Susan Attcheson (in whose house the Said Nevill then was) replyed and Said, that if he the Said Nevill did goe, She would lett the Barrell of beer out, about the house, But the S^d^ Nevill Comeing home to the Said Attcheson's house that night And at Night this Deponent Sayth, that the S^d^ Susan went to bed, in Cornelius Canneday's bed, and Shortly after, this Deponent, heard the S^d^ Susan Attcheson Call to the Said Iohn Nevill, and bid him Come to bed, for it was very Cold, And farther this Dep^t^ Saith not.

Signum
Alexander × Watts

p. 282 Thomas Plott aged 20 yeares or thereabout Sworne and Examined, Saith, that the last yeare Some time between Easter and Whitsuntide upon a Lords day being in his Master George Reeds house, where was Iohn Nevill, an Susan now the wife of Iames Attcheson, This Deponent Saith he did See the Said Nevill, and the Said Susan upon a bed together, The Said Susan Called out, and desired the Said Nevill to be quiett, but the Said Nevill would not be quiet, but pulled up the Said Susan's Cloathes, So that this Deponent did See her Nakedness, upon which this Depon^t^ went to pull the Said Nevill from the Said Susan but the Said Nevill was angry with this Deponent and bid him gett out of Doors, and Swore an oath, that he would Swive her the Said Susan, before that this Depon^t^ Should go to the Cowpen, and back againe, And this Deponent going at that time a Strawberring, Sayth that before he was as far as the Cow pen, he heard the Said Susan Cry out and Say, help for God Sake help, Whereupon this Dep^t^ Sayth that he went to the doore and open'd it, and when he Came in, he did See the Said Nevill and the Said Susan upon the bed together, whereupon the Dep^t^ Sayth, that he did Speake to them, to Come off the bed for Shame Whereupon the Said Nevill and the Said Susan did Come from off the bed, and walked up and Down the house together, but Shortly after the Said Nevill did through the Said Susan upon the bed againe, who Cryed out And George Reed and his wife being Coming Home they did Come from the bed, and the Said Susan desired this Deponent not to Speake of it to his Dame for feare She Should be beaten, And at another time this Deponent Sayth that Shortly after upon a Sabboth day in the

Morning, this Depon[t] being in the yard with an Indian did See the Said Susan go up into a loft, where the Said Nevill lay, and hearing a busling in the Loft where the Said Nevill lay, the Indian went up the Lather, and looked into the Loft, and the Indian Comeing down, did becken to this Depon[t] to go up the Lather, and Spake in Indian, and Said Nevill & Susan was at Sack a Sacke, upon which this Deponent Saith he went up the Lather, and looked into the loft, and See the Said Nevill upon the Said Susan, upon the bed, with his Cloathes all off, but his Shirt, Whereupon this Deponent told his Dame, And his Dame did ask the Said Susan, what She did there, who replyed, She went to Carry Iohn a Pipe of Tobacco. Liber B. No. 3. p. 283

And farther this Deponent Sayth that this last winter being a Sleep upon a bed in the Chimney Corner, in the Night awaking, did See the Said Iohn Nevill, and the Said Susan lying upon the Ground before the fire, and the Said Nevill a top of the Said Susan, And this Deponent Speaking to the Said Susan about it the next Morning, and about her lying with the Said Nevill, he the Said Nevill threatned the Deponent, that he would whip him, before the yeare Came about, till the bloud Should follow, And farther this Deponent Saith not

Signum

Iurat Coram me. Richard Preston — Thomas × Plott

Mary Gillford Sworne and Examined in open Court Sayth that this last Crop, She did See Susan Attcheson and Iohn Nevill together, and the Said Susan Attcheson's hand in his Breetches, and his the Said Nevills hand in her the Said Susan's Plackett, and farther Saith not

Signum

Mary × Gillford

Ann Dorrington aged 37 years or thereabout Sworne and Examined in open Court Saith, That when major Billingsly Came to your Deponents house, She did hear Thomas Seamer demand a bill of him which Major Billingsly acknowledged he had received for the Said Thomas Seamers wife, And farther Thomas Seamer then Said, that his wife had no time to Serve, major Billingsly replied, that if you would give me four Thousand weight of Tobacco, though She had not an hour to Serve, Should not I take it, farther Major Billingsly did acknowledge that he had received one hogshead of Tobacco and Six hundred weight of Potatoes, and Some Corne, but how much this Deponent remembers not p. 284

Signum

Ann A Dorrington

Wm Marshall plft } Emperor Smith deft } Whereas Emperor Smith Standeth indebted unto Henry ffox three hundred and

Liber B. No. 3. Sixty pounds of Tobacco and Caske as by Bill appeareth which, Bill was assigned unto William Marshall by Phillip Land, and the Said Marshall Suing this Court for Satisfaction for the Said Debt, The Court doth order that the Said Smith Shall Satisfie the Said debt of 3 hund[d] and Sixty pounds of Tobacco and Caske unto the Said Marshall, with Cost of Suit, or Else Execution

Order to Patrick Forrest

Upon the motion of Patrick forrest to this Court that a probat might be made of the wills of m[r] Thomas Hatton and m[rs] Hatton deceased, and in regard the Wittnesses Lives Something remote, whereby they Cannot Conveniently Come to the Court, The Court doth therefore order that the Said Forrest (being one of the overseers of the will of the Said m[rs] Hatton) Shall repair to m[r] Iohn Hatch, or m[r] Iohn Lawson, who is hereby Impowered to Summon Such Wittnesses before them, as can make proofe of the Deseasants Wills, and that returne thereof be made to the next Provinciall Court

Iames Iollyes Bill, to David Farrera

Be it knowne unto all men by these presents that I Iames Iolly do bind my Self my heires, Assignes Execut[rs] or Administrators to pay or Cause to be paid unto David Farrera his heirs Assignes Executors or Adm[rs] the full and Iust Sume of one Thousand Six hundred pounds of Good Sound well Conditioned Tobacco and Caske without Ground Leaves to be paid at or before the 10[th] of October next Ensuing the date hereof, I Sett my hand this last of march 1657

Signed and Delivered & Sealed in the p[r]sence of us, Robert Signum R T Tayler, Giles Sadleir

Signum Iames I I Iolly

p. 285 Be it knowne unto all men by these presents that I Iames Iolly do bind over my Cow and Calf, and heifer and my Crop unto David Farrera for the Said Tobacco Above-Mentioned, and in Case the Tobacco be not paid, I also bind over all moveable, and unmoveable Estate, which I will Confess in Court upon Demand, whereunto I Sett my hand this last of march 1657.

Signed and Sealed in the presence of us
Giles Sadleir
Robert Signum R T Tayler

Signum Iames I I Iolly

Concordat Cum Orriginali teste me Tho: Turner Clk

Thom: Semors Bill to David Farera Liber B. No. 3.

This Bill bindeth me Thomas Seamer me my heirs or Assignes to pay or Cause to be paid unto David Farrera his heirs or Assignes, the full and Iust Sume of one Thousand twenty nine pounds of Tobacco, good Sound well Conditioned Tobacco with Caske, without Ground Leaves to be paid on the tenth of october next enSuing the Date hereof, and for the true performance hereof I the Said Thomas Seamer doe oblidge my Crop unto the Said ffarrera or his Assignes, as Wittness my hand this 18th day of may 1657

Teste Iacob Lumbrozo } Thomas Seamer
Signum } Concordat cum Orriginali
Michael M Basey } teste me Tho Turner Clk

At a Court held at Putuxent Iune the 16th 1657 p. 286

Present { Mr Richard Preston. Mr William Ewens
Mr Michael Brookes. Mr Tho: Thomas

The Information of Iohn Robinson

Iohn Robinson Servant to mr Tho: Thomas doth give Information upon oath, and Saith, That a Little while after Robert Chessick was brought home from running away, this Examined did hear him Say, that if mr Dorringtons man would run away with him to the Sweades he would not Stay one day longer p. 287 with his Master mr Thomas, and farther this Examined Saith that he hath heard the Said Chissick very frequently Every day as they have been at work together discourse much of his intentions to runn away, And that upon the last Sabboth day was Sennight this Examd Saith that the Said Chissick did declare to him that mr Chaplins man William Tony would acquaint the rest of those that would run away and did name one Iohn at mr Chaplins, the frenchman at mr Caryes, two at mr Bellchers, and one at mr Osbournes, and hath heard the Said Chissick Say, that he would get his masters Gunn and be better provided with powder and Shott then he was the last time that he run away, And that about the last friday at Night, the Said Chissick did Swear a Great Oath, and Said that if they had not better Store of Victualls, he would not Stay five days with his master and hath heard him the Said Chissick Sweare, that he would not Stay with his master till the Crop was in the house, And this Examd farther Saith that he hath heard the Said Chissick formerly Say, that when he did run away if his master or any Else Should pursue him, he would give them warning to Stand off, and if they would not he would kill them if he Could, And this Examined Saith that about two or three dayes Since he told the Sd Chissick

Liber B. No. 3. that his master and Richard Blinks was gone a fishing who answered and Said the Devil go with them both for he did not Care if they never Came home againe whereupon one Stephen Servant also to the Said m^r^ Thomas replyed and Swore that he did not Care if they never Came home, and farther Saith that the Said Stephen upon Witsun monday last as they were planting of Corne did wish that the Devill had his master, and that he would alwayes do him deceitfull work as Long as he was w^th^ him, & this Exam^d^ Saith th^t^ he hath form^r^ly heard the S^d^ Stephen wish th^t^ there were a knife at his masters heart nine Inches Deep. Iohn Robinson

p. 288 The Examinacōn of ffran: Spencer

The Examination of ffrancis Spencer Servant to m^r^ William Ewens, Sworne and Examined in open Court the 16^th^ of Iune 1657 Saith, That upon the fourteenth of this Instant month being Sunday in the Morning, William Tony Servant to m^r^ Chaplin Came to my Masters house unto the Quarter where I was, and told me he had Somthing to Say unto me, whereupon I went out of Door with him he told me that he and Iohn his fellow Servant did intend to go away very Speedily, with Some other Servants in the River, and asked me and Councelled me to go along with him, which I refused and told him I would not, In the Same day in the afternoon, I mett with Stephen m^r^ Thomas his Boy, and he asked me if I would go along with him, and told me that they were a providing for to go away, and they had got a fleetch of Bacon, I refused to Consent unto him. And farther the S^d^ Stephen did Say, if they Could they would go away the next Sunday if I would go with them, farther this Depon^t^ Saith that th^e^ Said Tony Enquired of him this Depon^t^ what Gunnes we had in the house, and Councelled me to gett one or more, to which I answered, that we had none but one of m^r^ Smithes, and one match Lock, and Said I would not, and asked him the Said Tony, what Gunnes they had, he the Said Tony told me that he would provid one if he Could, And farther this Deponent Sayth not

Signum
ffran: × Spenser

The Examination of Stephen Chaplin in open Court Sayth, That upon Sunday last was a Senight m^r^ Chaplin's man William Tony Came to this Examined Master's house Speaking to Robert Chissick one of M^r^ Thomas his Servants about their last running away the Said Chissick replyed that he would not run away againe, The Said Tony Said that he did believe m^r^ Caryes frenchman would run away if any body would go with
p. 289 him, upon which the Said Chissick replyed that, that if the

frenchman would go he would go with him and did Speake to m^r Ewen's his man ffrancis, and did ask him if he would go with them, and told him that the S^d Chissick m^r Thomas his man and the Said Tony m^r Chaplin's man was intended to go to the Sweades, but the S^d Francis gave me this Examined no Answer. And this Examined farther Saith, that they did intend to gett what Gunns powder and Shott they Could to Carry with them, and that they did intend to gett m^r Osbournes boat. And farther this Examined doth Confess, that he hath formerly wished that a knife were in his Masters heart, Nine Inches Deep, And that he Said he would never do his master faithfull Service So Long as he lived with him Liber B. No. 3.

Signum
Stephen × Chaplin

The Examinacō of William Tony

The Examination of William Tony in open Court Saith that he was intended to runn away, and that m^r Thomas his man Robert Chissick did intend to run away also, and one Chaplin, and one Francis m^r Ewens his man and that they were intended to gett what Gunns powder & Shott they Could, and to take m^r Osbournes boat, and that the Said Chissick did advise this Examinat to Speake to two Servants at m^r Bellchers to See if they would go with them, and that he was at m^r Bellchers to that purpose but Could not Speake with them,

William Tony

The Examinacon of Iohn Beall

The Examination of Iohn Beall in open Court Saith, That William Tony did Speake to this Exam^t and did ask him if he were minded to go away againe this Examined Saith that he told him, no, the Said Tony replyed and told this Examined, that he and Robert m^r Thomas his man (and that he had Spoken to m^r Ewen's man Francis) w^ch were all minded to go away as the S^d Francis Said, upon which this Examined replyed, th^t he would not go w^thout m^r Carys frenchman would go, because there was nobody of them that was to go, that Could tell how to do any thing in a boat, And that Stephen Chaplin told this Examined that they were to take m^r Osbournes boat, p. 290

Signum
Iohn × Beall

Whereas it appeares to this Court by the aforesaid Examinations of the above mentioned parties, that there was a Conspiracie amongst the Said Examin^s to run away and to Steale and Carry with them Gunns powder Shott and Provision and m^r Osbourns boat, And whereas it appears to this Court that

Liber B. No. 3. Robert Chissick Servant to m^r^ Thomas Thomas hath not only been one of the Chief Acters in this late designe to Endeavour his and the rest their running away, but hath formerly been the Chief Instigator and Actor in a former running away and Stealing and Carrying with him (and the rest that then run away) Gunns, powder Shott, a boat & Provision The Court doth therefore order that the Said Chissick Shall receive Thirty Lashes upon the bare back with a whip. And that the Said Chissick is by this order enjoyned not to depart or Exempt himself from his Masters plantation without his masters Leave and to Demeane himself Civilly and orderly upon pain of farther Censure, Provided alwayes that this Order doth not any wise acquitt the Said Chissick from any Charge or trouble he hath occasioned to his master by his former running away, And the Court doth Likewise order that Stephen Chaplin in regard of what is testified against him, and his own confession and his former running away Shall receive twenty five Lashes upon the bare back with a whip, and that Iohn Beale in respect of his former running away, and his Concealing and Consenting to this last Combination, Shall Execute the punishm^t^ upon Robert and Stephen Chaplin according to the abouesaid orders.

order versus W^m^ Tony

Whereas it appears to this Court that W^m^ Tony was one of
p. 291 the Chiefe Fomenters of this late intended running away, and the Consequence thereof, The Court doth order that the Said Tony be Confined to abide within the bounds of his masters Plantation and not to Exceed the Same without his masters Leave, untill he give Testimonie by his Civill and Dutyfull Demeano^r^ of his future good Carriage.

p. 292 Caveat for Administracōn by m^rs^ Harris

Iune the 30^th^ 1657 M^rs^ Mary Haris of Putuxent in the Province of Maryland doth this day Enter a Caveat for Administration of the Estate of her husband m^r^ Richard Harris deceased untill farther order at the next Provinciall Court.

p. 293 This 1^the^ day of Ianuary 1654

Known to all men by these presents that I William Asbeston do acknowledge to have received of Robert Smith full Satisfaction for one Red pied heifer Cropt on both Eares and underkeel'd, I the Said W^m^ Assbeston do avouch and affirme the Sale of the Said heifer and her increase, that Shall hereafter insue against all rights or Claimes in Law unto the Said Robert Smith and his Assignes as Wittness my hand the day and year above written William Asbeston

Known unto all men by these presents that I Rob[t] Smith doe give my Daughter Elizabeth Asbeston and her Children which are at present, and Shall hereafter Issue betwixt my Daughter.and her husband which is at present all my right and Title in this Bill Sale ffarthermore if her husband dye before her, The Said Cattle Shall be Divided into three parts, and my Daughter to have one Share and the Children two Shares As Wittness my hand the day and year abov written Liber B. No. 3. p. 294

Testife his mark Robert Z Smithe
Iohn × Bisco } Concordat Cum his mark
Marke Bloomfied } orriginali teste me Tho: Turner Clk

At a Court held at Putuxent th[e] 25[to] die Iulij Anno Domini 1657

Present { M[r] Richard Preston. M[r] William Parratt
M[r] William Euens. M[r] Thom̄: Thomas

Order agst Alexander King

Whereas it appeareth to this Court that Man named Alexander King Came into this Province about 3 months Since with a woman named Mary pretending that they were man and wife, and under that pretence have lived and bedded together as man and wife as by testimony appeareth, untill upon Good grounds they were Suspected to be fugitives and thereupon were apprehended and in the Sheriffes Custode, but the Said King having broke prison is run away, and the Said Woman being Conuened before this Court upon her Examination Confessing that She is not the wife of the Said King, But that She is the wife of one Iohn Butler a Liver in York in Virginia and that She Came away with the Said King from her husband without his leave or knowledge, and hath kept Company with the Said King owning him to be her husband The Court doth therefore order that the S[d] Mary Butler Shall receive twentie Lashes upon the bare back with a whip viz ten Immediatly at the Court Door and ten at the River Side of Potomock and So to be by the Sheriffe with this order passed over the River Potomock and Delivered on Virginia Side unto Some of his highness the Lord Protectors officers there th[t] Course may be taken for her Safe Conveyance to the place from whence She Came.

Whereas two fugitive Servants, which run away from York in Virginia the one Servant as is Supposed to m[r] Nathaniell Bacon named Peter Key, the other Servant to m[r] ffran: Wheeler named Huntington Ayes, as the Said Ay[r]es Confesseth being apprehended and brought before this Court The Court doth p. 295

Liber B. No. 3. order that the Sheriffe of Patomock Shall take the Said fugitives into his Safe keeping and with all possible Expedition See them Safely Conveyed over the river Patomock and Delivered into the Custody of Some of his Highness officers in Virginia, that order may be taken for their Speedy Conveyance untill they be Safely delivered unto their respective masters, and the Sheriffe is hereby Impowered to press boat and men to transport them over Patomock.

Iohn Davis aged forty yeares or thereabout Sworne and Examined Sayth that one Named Alexander King and Mary King did during their Continuance at his this Deponents house, which was about five weekes did lie together as man and wife, and that he this Deponent did know no other, but that they were man and wife, And farther this Deponent Saith not

Iohn Davis

Mary Davis aged twenty Eight years or thereabout Sworne and Examined Saith, that Alexander King and Mary Butler lay together as man and wife and She this Depon^{t} did know no other but that they were man and wife, and farther Saith not Sworne before me. Woodman Stockley.

The Examination of Iane Pauldin taken in open Court the 25th.of July 1657

The Examinacõn of Iane Pauldin

She this Examinat Saith that in march last, Iohn Norton planter, on a Certaine time when his wife was abroad Came and Importuned this Examinat to be dishonest with him, and never gave over his Importune Suite and faire Speeches, untill he had obtained her this Examinats Consent to Lye with him, and yeild unto him the Carnall use of her body, and that the Said Norton had likewise the Carnall knowledge and use of her this Examinats body three or four times more, So that this Examinat is with Child
p. 296 by him the Said Norton, and She this Examinat doth farther declare that he the Said Norton is the only true and proper father to the Said Child, And farther Saith not

Signum
Iane P Pauldin

At a Court held at Putuxent the 17th of August 1657

Present { M^{r} Richard Preston, M^{r} Michael Brookes, M^{r} William Ewens, M^{r} Woodman Stockley, M^{r} Thom: Thomas }

Order against two Servants of m^{r} W^{m} Parkers

Whereas Cap^{t} Phillip Morgan hath Petitioned to this Court against two Servants of m^{r} William Parkers the one named

Thomas Hobson, the other named Iames Shaklady for forging a Certificate under the hand of m^r^ Richard Wells as their Master, and Thomas Boone as Wittness to the Said Certificate, and the parties Confessing to this Court that they did forge the Said pass or Certificate, The Court doth therefore order, that the Said Thomas Hobson and Iames Shaklady Shall each of them receive twentie Lashes a piece upon the bare back with a whip. Liber B. No. 3.

Whereas Thomas Hobson hath petitioned this Court for a remittment of his punishm^t^ of whipping which by this Court is ordered that he Should Suffer, The Court doth order upon the motion of Cap^t^ Morgan, and the Humble request of the Said Hobson, that upon his future Good behaviour, and that he whip Iames Shacklady that his punishm^t^ be remitted.

Know all men by these presents that I Iames Veitch doe for me my heires and Assignes freely give unto Richard Keene the Son and heir of Richard Keen of Putuxent planter one Cowe Calfe with th^e^ increase thereof for him the Said Richard Keen his heirs or assignes to enjoy for ever, the Said Cowe Calf is now in Ishmael Wrights Plantation and is a black and white Calf with a Starr in the forehead marked with a Swallow tayle in the right Eare and a hole in the left, with a nick under Each Eare, That this is my free act and Deed, Wittness my hand this 30^th^ of September 1657 This Deed acknowledged in open Court the day afore mentioned Iames Veitch
Teste me Thomas Turner Clk
Rob^t^ Blinkome

Know all men that I Mary Iarbo do make a Deed of Guift of those Cattle above Mentioned to witt one Cowe and a heifer marked with a Crop in the right Eare with a hole and a Slitt cutt in the hole, the left Eare overkeele and underkeele, unto m^rs^ Ann Hamonds youngest Child, I being his Godmother, and all the female Cattle to be for the use of the Said Child, and the male Cattle to his mother, and desire to have it Recorded by the first Convenience as Wittness my hand this 3^d^ of Iune 1656. Signum
Wittness Signum Mary M Iarbo
Peter P Mills
Iacques Coullott
Iohn Iarbo
p. 297

Liber B. No. 3.

At a Court held at Putuxent th^e^ 22^d^ of August 1657

Present { M^r^ Richard Preston. M^r^ William Parratt
M^r^ Iohn Pott M^r^ Tho: Thomas

These presents Wittness that I William Berry Son and heire of Iames Berry late of Accomack, (but now both of Putuxson in Maryland) Have by these presents and by the appointment and Authoritie to me Given from my Loving father Iames Berry aforesaid, and by my own free and willing Consent, have by these presents bargained, Alienated and Sold, and do hereby Bargaine Alienate and Sell unto Cap^t^ Fran: Pott of the County of Northampton (alias) Accomack aforesaid two Dividents of Land, the one Containing three hundred acres and fifty, Scituate and lying in Maggutty Bay in the County of Northampton (alias) Accomack aforesaid, and Granted unto the Said Berry by Pattent in the time of S^r^ Iohn Harvey Knight his Government and bearing date th^e^ 22^d^ of August 1637 as by the Said Pattent it Self, assigned to the Said Fran: Pott under the Said Iames Berry his hand may and doth more at Large appeare, as also in the Records at Iames City bearing the Same date. And the other Pattent Containes two hundred and and fifty acres, Scituate lying and being behind the Said Land and adjoyning to the land at th^e^ Seaboard Side of the Said Francis Pott, (which Land is knowne by the Name of Gold Quarter) The Pattent for the Said two hundred and fifty acres was granted by S^r^ Francis Wyatt in the time of his Governm^t^ and beares date the tenth day of October 1640 The whole quantitie
p. 298 of Land being Six hun^d^ acres which I the Said William Berry have Lawfully Sold and do hereby relinquish, disclaime and renounce all my right Title and Interest that either my Father Iames Berry or my Self, have to the Said Land formerly resited or heretofore had, or hereafter may have unto Cap^t^ Fran: Pott his heirs, Executors, Administrators and Assignes for Ever hereby acknowledging to have received a full and Valuable Consideration to my Content, and according to agreem^t^ made to and with the Said Pott viz. Seven Sufficient Cowes, Some with Calves and Some ready to Calfe ei: and do hereby Warrant the peaceable and quiett enjoyment of the Said Land unto the Said Fran: Pott his heires or assignes for Ever, for or by reason of any right, title, Claime or interest that ever my father Iames Berry or my Self, or any of our allyes may Ever hereafter Claime unto the Said Land, hereby engageing to make any farther or better Conveyance unto the Said Pott (he being at the Charge) or to his Assignes as any way may be adjudged Convenient for the better Conveyance assurance and quiet Enjoyment of the Said Land unto the Said Pott or his

Assignes And in Wittness of the truth hereof, I the abovesaid William Berry have hereunto Sett my hand and affixed my Seale this 14th day of may and in the year of our Lord God 1655 Liber B. No. 3.

Signed Sealed & Delivered in the presence of us Rich: Preston, Will: Iohnson, Iohn Pott

William Berry

{ Recordum verum ex Orriginali teste me }

Tho: Turner Clk

William Silverthorne aged 23 yeares or thereabout Sworne and Examined in open Court Saith that he never heard Hanna Wise nor any other person Say that mrs Elizabeth Berry had another husband in England besides mr Iames Berry, only Some rumours of Late, this Depont Saith he hath heard to tht purpose And farther this Deponent Saith not

Signum
William M Silverthorne

At a Provinciall Court held at Putuxent the 22d of September 1657. p. 299

Present { Mr Rich: Preston. mr Sam: Withers; mr Ed: Lloyd. mr Iohn Pott; Capt Rich: Ewen. mr Will: Ewens; mr Iohn Hatch. mr Will: Parratt; mr Mich: Brooke. mr Iohn Lawson; Capt Phill Morgan }

order Granted unto mrs Mary Harris for Administracon

Whereas mrs Mary Harris hath Petitioned this Court for Administration of the Estate of her husband Richard Harris deceased, The Court doth order that Administration be Granted unto the Said mrs Mary Harris, upon the Estate of her Said husband mr Richard Harris deceased and that a true and Iust Inventorie with a true appraizment of the Said Estate, be Exhibited into the Secretarie his office within twentie dayes, and that the Said Estate be appraized by Iohn Halfhead, mr GouldSmith, mr William Stephens mr William Chaplin and mr William Ewens to be there and Administer to the appraizers their Oath

Elizab: Rob: and Robert Robins deft

Whereas Elizabeth Robins had a reference in a Suit depending between her as plantiff and her husband Robt Robins defendant, unto this Court upon the mocon & affirmation of William Whittell who testifyeth to the Court that the Said Elizabeth Robins is So Sicke that She Cannot appeare at this present Court, The Court doth order that the Suit depending be referr'd unto the next Provinciall Court

Liber B. No. 3. William Chaplin plft } Iohn Day deft } Whereas m^r^ Chaplin arrested to this Court John Day to give an account of the Estate of William Walworth deceased, and the Said Chaplin having Petitioned this Court for that purpose, and not proving his pett, the Defend^t^ Craveing an Nonsuit, The Court doth order a Nonsuit with Cost of Suit.

Nath^ll^ Pope plft } Will^m^ Robinson deft } Whereas m^r^ Nathaniell Pope arrested to this Court William Robinson in an Action of debt and whereas the Said Robinson doth neither by himself nor his Attorney appeare, The Court doth order that if the Sheriffe doe not at the next Court Cause the Said Robinson to
p. 300 appear in this action then order to pass against the Sheriff for what the Said m^r^ Pope Shall then make appear from the Said Robinson with Such Cost and Damages as then the Court Shall think fitt

Nathan^ll^ Pope plft } Edward Hall deft } Whereas m^r^ Nathaniell Pope arrested to this Court Edward Hall for a debt of one thousand five hundred and ten pounds of Tobacco and Caske due by two Specialties the one bearing date the 28 of December 1651 payable the tenth of November next Ensuing the date thereof the other bill bearing date th^e^ 28^th^ of December 51 payable the 10^th^ of nov^r^ 1653 and the Said Hall appearing by his Attorney who acknowledged the debt, The Court doth order that the Said Hall Shall Satisfie the Said one thousand five hundred and ten pounds of Tobacco and Caske with three hundred and Ninety pounds of Tob for forbearance with Cost of Suit or else Execution.

Nathan^ll^ Pope plft Abram Holman Attorney of Thom: Hawkins deft } Whereas it appears to this Court that Thomas Hawkins Standeth indebted unto m^r^ Nathaniell Pope in the Sum̄e of one Thousand 53 pounds of Tobacco and Caske due by Specialty bearing date the first of may 1655 payable the tenth of November next Ensuing and the Said Hawkins appearing by his Attorney Abraham Holman, who hath Confessed a Iudgment in the behalf of the Said Hawkins, The Court doth order that the Said Hawkins Shall Satisfie the Said debt of one Thousand fiftie three pounds of Tobacco and Caske with one hundred twenty Six pounds of Tob: for forbearance with Cost of Suit or else Execution

Nathan^ll^ Pope plft } Rich Watson deft } Whereas it appeareth to this Court that Richard Watson Standeth indebted unto m^r^
p. 301 Nathaniell Pope in the Sum̄e of nine hundred and ninetie pounds of Tobacco and Caske as by Bill appeareth, and the

Said Watson appearing by his Attorny Cap^{t} Waring who confessed Iudgm^{t} The Court doth order that the Said Watson Shall Satisfie the Said Nine hundred and ninety pounds of Tobacco with one hundred and Sixteen pounds of Tobacco for forbearance & Cost of Suit or Else Execucōn Liber B. No. 3.

Iohn Lewger
Thom: Mitchell } Whereas it appeareth to this Court that Iohn Lewger Standeth indebted unto Thomas Mitchell the Sume of two hundred pounds of Tobacco as by Bill appeareth, And Walter Hall Attorney of the Said Lewger Confessing a Iudgment upon the Said Debt, The Court doth order that the Said Lewger Shall Satisfie the Said debt with Cost of Suit or Else Execution.

William Ireland plf^{t}
Cap^{t} Morgin defend^{t} } Whereas William Ireland Servant to m^{r} William Parker, hath Petitioned to this Court That Cap^{t} Morgin did unhumanly beat him, and also hath Complained to this Court, that the Said Morgin doth Exact that he the Said Ireland, and the rest of the Servants in that family Should beate their Victuals in the Night and that they often times want Victuals, The Court taking the Said Severall Complaints into Consideration doth order that the Said Cap^{t} Morgan do hereafter forbeare to beate or Strike the Said Ireland unlawfully, and that he doth not Exact that the Said Ireland doe beate in the Night time but at a Seasonable time in the yeare or in Case of Necessity, And that the Said Cap^{t} Morgin provid Sufficient dyett for the Said Ireland and the rest of the Servants of that family.

Nonsuit is Granted to m^{r} Gerrard in Action depending between Cap^{t} Mitchell plf^{t} and him the S^{d} Gerrard def^{t} with fiftie pounds of Tobacco Damage

At a Provinciall Court held at Putuxent for the Province of Maryland the 23^{d} of September 1657
Commissioners Present as the Day before

Reference inter In^{o} Nevill & the wife of Iames Attcheson
The Case of Iames Attcheson Concerning Iohn Nevill & the S^{d} Attchesons wife is referred to the next Court

The Court doth order with the Consent of both parties that the matter depending between Thomas Seamer plf^{t} and Major Iohn Billingsly defendant be refer'd to the Determination of m^{r} Michael Brookes and m^{r} William Ewen, And in Case the Said Arbitrators do not agree then to Chuse an Umpare, and according to the Said Arbitration p. 302

The Court to Order accordingly.

Liber B. No. 3. We Michael Brooke and William Ewens being appointed by order of Court to end and Determine a difference depending betwixt Thomas Seamer pf^{t} & major Iohn Billingsly defendant, we the Said Arbitrators doe find and allowe unto the plf^{t} the Sume of one thousand four hundred and Ninetie pounds of Tobacco and Caske and Court Charges as Wittness our hands this 23^{d} of September 1657

Which foresaid Sume is to be paid at or upon th^{e} 10th of November next and the Said major Iohn Billingsly to put in present Securitie for the performance of the Said agreement. And all accompts and differences in this Suit to be ended, and all differences whatsoever from the beginning to this present day.

Mich: Brooke
Will Ewen

Whereas divers Wittnesses are Summoned, and bound over to this, Court to give in Evidence in the behalf of his Highness concerning the Death of a Servant of Iohn Dandies named Henry Gouge. The Court doth order that the Said Wittnesses give their attendance at this Court upon Tuesday next being the 29th of this Instant September

The Difference depending between Mary Gillford and the wife of Alexander Watts is reconciled and the parties agreed

Refference to Phill. Land plf^{t} In^{o} Cornelius & Walter Peake Def^{t}

Refference is Granted unto the wife of Phillip Land, as the Said Land his Attorney in the Suit depending betwixt the Said Phillip Land and Iohn Cornelius and Walter Peake.

major In^{o} Hollis plf^{t} } Whereas major Iohn Hollis hath made
In^{o} Nevill def^{t} } appear to this Court upon his oath that Iohn Nevill is indebted unto him the Sume of four hundred fortie
p. 303 Six pounds of Tobacco and Caske, and the Said Nevill having form^{r}ly Confessed the Said debt to m^{r} Iohn Hatch as by the Testimony of the Said m^{r} Hatch appeareth, The Court doth order that the Said Iohn Nevill Shall Satisfie the Said four hundred forty Six pounds of Tobacco with Court Charges or Else Execution.

Whereas it appeareth to this Court that William Styles is indebted unto Edward Williams the Sume of three hundred pounds of Tobacco and Caske due for work done by the Said Williams for the Said Styles, The Court doth order that the Said Styles Shall pay the Said three hundred pounds of Tobacco and Cask with Cost of Suit or Else Execution

Thomas Seamor plft
major Iohn Billingsley deft

Thomas Seamor plf[t] and major Iohn Billingsley defend[t] have both appeared before the Court, and have both acknowledged that all matters, actions, debts and accompts are fully Ended, and discharges given from each to the other and the Said major, Billingsley to pay Cost of Suit

Liber B. No. 3.

Order Granted to m[rs] Iane Eltonhead versus the Estate of m[r] Edmond Scarberough

Whereas m[rs] Iane Eltonhead hath Petitioned this Court for Satisfaction for Six oxen of the Said m[rs] Eltonheads killed by m[r] Edmond Scarborough at Accomacke as by testimony appeareth, The Court doth order that if the Said Scarberough or Some for him do not appeare at or before the next Court then Iudgment to pass against the Estate of the Said Scarberough, for So much as Shall then appear to be due from the Said m[r] Scarberough to the Said m[rs] Eltonhead, and this order to be fixt at the Court Door.

order Granted to m[r] George Guttridge for Administration

Administracon is Granted unto m[r] George Guttridge who Married the relict of Cap[t] William Lewis upon the Estate of the Said Cap[t] William Lewis deceased

Wm Dorrington plft
Abram Holman deft

Whereas William Dorrington arrested to this Court Abraham Holman for wrongfully Detaining of two Servants of the Said Dorrington, and whereas the Said Holman was to receive one hogshead of Tobacco of Cap[t] Peter Iohnson the predecessor of the Said Dorrington upon motion of the Court to the plantiff and def[t] Doth order with the Consent of both parties that the Said Holman Shall acquit the Said Dorrington of the Said Hogshead of Tobacco and pay Court Charges.

p. 304

Peter Underwood Sworne and Examined in open Court Saith that he this Deponent being departed from his masters Service, and Comeing to Kent, and being at a house next to Abraham Holman over night, this Deponent went to the house of the Said Abraham Holmans and lay there all that night, and moreover told the Said Holman that he was run away from his master, the next day this Deponent went with the Said Holman to kent point, where one Iohn Boone was riding out in the Bay in a Boate, and the S[d] Holman Called out to him the Said Boone, and Said he would not meddle with him if he would Come ashore, and afterwards the Said Holman took this Deponent and the Said Boone home to his house, and gave us a Deer and two Loaves of Bread, and twentie Eares of Corne, and afterwards the Said Holman gave us a

Liber B. No. 3. board, and Chawked upon it, and Shewed us thereby how we Should Steere up to the mouth of Elk River, And accordingly we went according to his Directions, and left a Gunn with him for Satisfaction, but we did loose our Selves and Came back againe to his house and the Said Abraham Holman, Entertained us againe about three weeks and there we worked with him So Long as aforesaid, and from time to time we desired to Come home to our masters ; but the Said Holman neglected us therein, and at all times when any Strangers Came to the house, he the Said Holman would hide us out of the way, and not lett us be Seen, and at last he borrowed a Strange boat, and Came to this Deponents master to See if he would buy us, And farther this Depon^{t} Saith not

Peter Underwood

Iohn Boon affirmeth the Very Same And farther Saith not

Signum
Iohn O Boone

Whereas it is thought requisite that a View be taken of the Corps of Henry Gouge who is Suspected to have been
P. 305 brought to an untimely Death, by his master Iohn Dandy, And whereas it is Conceived that there Cannot be had in Convenient time a Competent Iury, to take View of the Said Corps, The Court doth order that m^{r} Iames Veitch be hereby Impowered to go to the place, where the Said Gouge is interred and to Call So many of the neighbours as Conveniently can be procured with two Chirurgeons viz. m^{r} Richard Maddokes and m^{r} Emperor Smith, And after the Said Neighbours with the two Chirurgeons have taken a diligent View of the Said Corps, then the Said Chirurgeons in the View of those that Shall be then present, are to take of the head of the Said Corps and after diligent View and Search to Signifie under their hands, how they find the Said head & Corps, and are to Cause the Said head to be Carefully lapped up and warily brought to the Court, with what Convenient and possible Speed as may be

The Same Court Continued th^{e} 24th of September 1657

Present { m^{r} Richard Preston, m^{r} Iohn Lawson; M^{r} Ed: Lloyd, M^{r} Thom̄: Thomas; M^{r} Sam̄ Withers, M^{r} Will^{m} Parratt; M^{r} W^{m} Ewens, M^{r} Iohn Pott }

Bastean Protestant Depō

Bastean Protestant aged 20 years or thereabouts Sworne and Examined in open Court Saith, That he this Deponent

Lived with Iames Linsey one yeare and planted there for a Share, and that he this Deponent was run away and that Iames Linsey did know that he this Deponent was run away, and did keep this Deponent from his Master, And further this Deponent Saith that his master Hollis Came, three or four times for him this Deponent and alwayes the Said Linsey did hide this Depon^{t} out of the way and Sent this Deponent to a Neighbours house and put another in this Depon^{ts} room for three weeks And further this Depon^{t} Saith not Liber B. No. 3.

Signum
Bastean × Protestant

Whereas according to the order of Court we have proceeded and diligently viewed the head of the Corps of Henry Gouge. And being laid open to us by the Chirurgeons which was Ordered by the Court to View, and Lay it open unto us. p. 306

We here detest under our hands, that we can See nor find nothing about the Said head, but only two places of the Skin and flesh broke on the right Side of the head and the Scull perfect and Sound, and not any thing doth or can appear to us to be any Cause of the Death of the Said Gouge, And alsoe we doe detest that we did Endeavour what possible in us lay to Search the body of the Said Corps, and Could not possibly do it; It being So Noysome to us all, and being put at first into the Ground without any thing about it, as the Chirurgeons and the Sheriffe can Satisfie you, This is the truth and nothing but the truth as Wittness our hands this 25th of September 1657

And according to the order we have delivered the Said head unto the hands of the Sheriffe

W^{m} Barton	Henry h l Lilly
Richard Lloyd	Edward × Turner
Christopher Russell	Richard R B Bennett
Thomas Bassett	William M Whittle
Richard R Nevett	William Young
Christopher Goodicker	

order Granted to Edw^{d} Turner for Attachment Versus Cap^{t} Tillman

Attachment is Granted unto Edward Turner upon the Estate of of Cap^{t} Samuell Tillman to the Value of one Thousand two hundred pounds of Tobacco to be answerable for Goods bought of the Said Tillman and paid for by the Said Turner as by Testimony appeareth, which was two hogsheads Containing neate Seven hundred pounds of Tobacco.

Roger Grosse
Roger Scott deft } Whereas m^{r} Roger Groce hath petitioned this Court against Roger Scott, for Getting his maid

Liber B. No. 3. Frances Smith with Child, And whereas the Said Frances Smith doth affirm that the Said Scott is the father of the Child She now goes withall as by her Examination taken by mr Edward Lloyd the 14th of August last appeareth, The Court doth order that the Said Roger Scott Shall Stand Committed untill he Give Securitie for the Maintainance of the Said Child, if it appear to be his the Said Scotts when it is borne, And also to make Good Such Damages as the Said mr Groce, Shall make Iustly appeare he hath Sustained by the Said Scotts getting his maid with Child.

p. 307

Inº Lord plft
Ann Hamond Deft } Whereas it appeareth to this Court, that by an order of Court at Iames town, there is due to Margaret Myles from Iohn Hamond the Sume of Seven hundred and fiftie pounds of Tobacco and Caske. And mr Iohn Lord Attorney of the Sd mrs Miles, Suing to this Court for Satisfaction, The Court doth order that the Said Seven hundred and fiftie pounds of Tobacco and Caske be forthwith Satisfied or Else Execution

Mr Richard Smith Attorney
to mrs Sarah Marsh plft
mr Robert Clarke defendt } Whereas mr Richard Smith Attorney of mrs Sarah Marsh, hath made appeare by accompte to this Court, that mr Robert Clarke is indebted unto the Said mrs Sarah Marsh the Sume of three thousand Six hundred Seventy three pounds of Tobacco. The Court doth order that the Said mr Robert Clarke Shall Satisfie the Said debt or Else Execution provided that if the Said mr Clarke do make appeare that a Bill of one thousand two hundred pounds of Tobacco mentioned in the Said accompt past by the Said Clarke to mr Abbott, past before the date of the Said Accompt, as also a note under mr Thomas Marsh his hand for one Cowe or Seven hundred pounds of Tobacco the which Bill of twelve hundred pounds of Tobacco and the Said Note for the Said Cowe, or Seven hundred pounds of Tobacco, if the Said mr Robert Clarke do make appeare by the next Generall Court, is to be discompted out of the Said accompte of three thousand Six hundred Seventy three pounds of Tobacco aforesaid

p. 308

mr Iohn Hatch plft
mr Inº Lewger deft } Whereas mr Iohn Hatch arrested mr Iohn Lewger in an Action of debt, and mr Edward Hall appearing as Attorney, as Attorney of the Said Lewger, and the debt being nine hundred thirty three pounds of Tobacco and Caske the Said Hall hath acknowledged a Iudgmt the behalf of the Sd Lewger for the Said Nine hundred thirty three pounds of Tobacco & Caske

Whereas it appeareth to this Court that Iamès Veitch is indebted unto m^rs^ Ann Dorrington for the use of m^r^ William Durand, the Sume of two thousand five hundred and Sixtie pounds of Tobacco as by a note under the Said Veitch his hand appeareth, The Court doth order that th^e^ Said Iames Veitch Shall Satisfie the Said debt of two thousand five hundred and Sixty pounds of Tobacco with Cost of Suit or Else Execution. Liber B. No. 3.

It appearing to this Court that William Thomson is Indebted unto Ann Hamond the Sume of fortie five pounds of Tobacco, The Court doth order that the Said Thomson Shall pay the Said fortie five pounds of Tob. with Cost of Suit or Else Execution.

Paul Simpson is dismist in the Suit wherein he was arrested at the Suit of Ann Hamond with Cost of Suit

Refference to Aron Iacobson plft Tobias Norton deft } Reference is Granted in the Suit between Aron Iacobson plantiffe and Tobias Norton defendant untill the next Court.

The Same Court Continued th^e^ 25^th^ of Sept^r^ 1657

Present { m^r^ Rich: Preston, M^r^ Iohn Lawson; M^r^ Ed: LLoyd, M^r^ Iohn Pott; M^r^ Iohn Hatch, M^r^ Will Ewens; M^r^ Sam: Withers, M^r^ Thom: Thomas }

Reference is Granted with the Consent of the defend^t^ that the Suit depending between Iohn Salter plantiff and Francis Brooke defend^t^ untill the next Generall Provinciall Court to be held in March next

Edward Hostkeys plft Cap^t^ Fendall defend^t^ } Edward Hostkeys Complaining to this Court that Cap^t^ Iosias Fendall hath much Injured him in laying Claime to him as a Servant The Court doth order that the Said Hostkeys Shall remaine with Michael Basey untill the next Court And the Said Hostkeys to give Notice of this Order, and Call to the next Provinciall Court, the S^d^ Cap^t^ Fendall or his Attorny that they may Shew, by what right the Said Hostkeys is detained as a Servant. p. 309

Iohn Lord aged 28 years or thereabout Sworne and Examined Sayth, that he heard Coll Smith Say that he had lent Cap^t^ Iosias Fendall one boy to wait on him naming Edward Hostkeys, farther this Deponent Saith that one m^r^ Cooke did

Liber B. No. 3. affirme that this Boy his master, being master of Coll Smith's Pinck did at his Death Sett this Boy free in Iameco, And farther this Deponent Saith not Iohn Lord

Samuell Bonam aged 36 yeares or thereabout Sworne and Examined Saith that he this Deponent heard Coll Smith Say, that he had lent Cap^{t} Fendall a Boy to wait on him, And farther this Deponent Saith not Samuell Bonam

The Deposition of Nicholas oliver ageded thirty five Sworne and Examined before m^{r} William Parratt the 13 day of Iuly 1657 Sayth that Edward Hostkeys was hired for one year to William Smith for five pounds Sterling, for the Clothes his own master gave him (Samuell Broadstreet) William Smith was to pay the Taylor for making up the Cloathes for the Boy upon his own Cost and Charge, and if the Boy did want any Cloathes before his time was Expired, he was to take them up for the Boy, and he to allow it him out of his wages, And farther this Dep^{t} Saith not Signum
Nicholas H Oliver

Margaret Herring plf^{t} } Iohn Little defend^{t} } Whereas Margaret Herring arrested Iohn Little unto this Court in an Action of the Case The Court doth order a Nonsuit to Iohn Little in that Action, and do adjudge that the Said Margaret Herring had no Cause of Suit, And that Iohn Little have in his recullisance
p. 310 wherein he was bound to appeare with Cost of Suit.

Nonsuit is Granted to Robert Hopkins defendant in an action wherein Michael Basey is plantiff with Cost of Suit.

Reference is Granted untill the next Generall Provinciall Court in march next unto m^{r} Iohn Pott defendant in an action of Slaunder at the Suit of Iohn Little.

Iohn Little plf^{t} } m^{r} Iohn Pott def^{t} } Nonsuit is Granted unto m^{r} Iohn Pott in an action wherein he the Said Pott is defend^{t} in an action of Battry with Cost of Suit.

M^{rs} Ann Hamond hath acknowledged a Iudgment of Six thousand pounds of Tobacco and Caske due by Bill dated the 7th of may last payable upon all Demands unto m^{r} Iohn Lord of New England

Nonsuit is Granted to m^{r} Iohn Cornelius plf agst William Denby defend^{t} with Cost of Suit

Nonsuit is Granted to Richard Foster defend[t] in an Action wherein Samuell Parker is plf[t] with Cost of Suit Liber B. No. 3.

Whereas by the Death and absence of Some of the Provinciall Commissioners of the Quorum the publique affaires of this Province are not So attended to, as might be otherwayes if Some of the Provinciall Commissioners were added to the Quorum, The Court doth therefore order that m[r] Edward Lloyd m[r] Michael Brookes & m[r] Iohn Hatch be Commissioners of the Quorum for the Government of this Province of Maryland

Order Gran[d] Cap[t] Mitchell

Whereas Cap[t] William Mitchell hath Petitioned to this Court for an Error in Iudgment, to traverse upon a Iudgm[t] given against him the S[d] Mitchell at a Provinciall Court held the last of Iune 1652, and this Court Conceiving upon the allegations of the Said Cap[t] Mitchell that there may be Ground for a Traverse upon that Iudgm[t] hath Granted, And doth order that the Said Cap[t] Mitchell be admitted to make his plea at the next Generall Provinciall Court in March next, And if the Said Cap[t] Mitchell do then make Good his allegations according to what in his Declaration is therein Contained, The Court then to determine whether he Shall be admitted to his traverse upon that Iudgem[t] against the Said Cap[t] William Mitchell as aforesaid, And that this order be not only Sett up at the Court Door, but the Sheriffe is hereby Enjoyned to give publick notice thereof. p. 311

Deposit. inter Turner & Tillmam

Edward Turner Saith and Declareth upon Oath that he this Deponent never did receive any manner of Satisfacōn from Cap[t] Tillman for Seven hundred pounds of Tobacco and Caske; the which this Depon[t] paid the S[d] Tillman for Goods bought of him the Said Tillman, farther this Deponent affirmeth upon Oath, that he this Deponent did often demand the Said Goods, but never received them, or any Satisfaction, but only a key of a Chest w[ch] this Depon[t] bought with the Goods, In which Chest the Said Goods were locked up: Signum

Edward × Turner

Richard True Sworne and Examined Sayth that he was aboard when Edward Turner demanded his debt of Cap[t] Tillman, and heard the Said Turner demand his debt of the Said Cap[t] Tillman, But did not know any thing of the agreem[t] made betwixt them Signum

Richard ⊏ True

Liber B. No. 3. Umphrey Attookes aged 38 yeares or thereabout Sworn and Examined Saith that he this Depon^{t} was aboard when Edward Turner demanded Somwhat of Cap^{t} Tillman, but what it was that the Said Turner demanded this Deponent knoweth not, but this Depon^{t} heard Cap^{t} Tillman reply unto the Said Turner, if I owe you any thing Sue me at Law, and farther Said, th^{t} if the S^{d} Turner did abusee him in the Ship he would Kayne him, And farther this Depon^{t} Saith not

Signum
Umphrey O Attcokes

p. 312 April the last day 1656. Received by me Iohn Hart of Edward Turner one hogshead of Tobacco for the use of Cap^{t} Tillman, weighing Neat three hundred and forty and I do acknowledge there is another hogshead of Tobacco received of the Said Edward Turner for Cap^{t} Tillman's use the weight I know not for both the hogsheads abovesaid the Said Turner remaines yett unsatisfied I Say received by me

Wittness Signum
William Iohnson { Concordat Cum originali teste me } Iohn M Hart
Thomas Turner Clk

The Deposition of Iohn Lawson Examined and Sworne this 23^{d} of September 1657. Saith, That in or about march in the yeare 1656 Edward Turner being aboard m^{r} Tillmans Ship with me to gett Goods m^{r} Tillman asked me if I knew him to be an honest man, I replyed yes, for that I was Sure he would pay for the Goods he had of him, Goods I see was delivered by m^{r} Tillman and his man, to the Value of or about Seven hundred pounds of Tobacco, with which Goods m^{r} Tillman Sent in a long boate with two or 3 Seamen and the Said Edward Turner going along with the Said Boate and men to weigh the Said Tobacco, about one or two dayes after the long boat returned back I See the Said Goods brought back againe, with one hogshead of Tobacco received in part of the Said Goods, And I heard the Said Seamen Say that reced the hhd of Tobacco of Turner tell m^{r} Tillman that they would not deliver any part of the Goods to Turner, and the Said Seamen told m^{r} Tillman that he would Shortly provid Tobacco to pay m^{r} Tillman his due, m^{r} Tillman replyed that the Goods Should be kept for him, And farther Saith not

Iohn Lawson

p. 313 Iohn Davis aged forty one or thereabout Sworne and Examined affirmeth that Allbert about the middle of may Came to my house and Desired me to go to the house of Iohn Little to

View three hogsheads of Tobacco, which when I did See they were rotten, And farther this Depon[t] Saith not, Liber B. No. 3.

John Davis

Sworne and Examined before
Iohn Pott.

Depositions inter Aron et Tobias Norton

Sepharinah Hack aged 21 or thereabout Sworne & Examined affirmeth that as he was at work, Aron Came to me and told me that he had lost one thousand five hundred pounds of Tobacco at Iohn Littles which was all rotten and he desired me to go with him and looke on it, and when I did See it, it was rotten Every hogshead, and Iohn Little and Richard Came into the room, and we Shewed them the Tobacco, and they Said that it was not their fault, So as we found the Tobacco we left it, and Nayled the hhd to againe, And farther this Deponent Saith not

Sworne & Examined before Sepharina Hack
Iohn Pott.

Henry Pope aged forty Six or thereabout Sworne and Examined affirmeth that he Came accidentally into ould Littles house when he and his foulkes were Strikeing Tobacco, and this Sayeth that he tould ould Little that the Tobacco was not Cured, whose answer was the weather is Cold, and I must make room to Come into my house, And this Depon[t] replyed that the Tobacco would not keep, his answer was here is one ready to receive it, I asked who, and he answered the Dutchman and that it was Good Enough to pay for a rotten boat, And farther this Depon[t] Saith not Signum

Henry ⊣ Pope

Henry Billsberry aged 34 years or thereabout Sworne and Examined in open Court Sayth, That when Aron helped me to pack the Tobacco, Aron and his mate Said to Iohn Little that they had not any insight in Tobacco to Answer of which the Said Iohn Little Said that he would Warrant the Tobacco to be as Good as any hereabouts, farther this Deponent Saith not p. 314

Signum

Henry O Billsberry

Articles of agreement Indented had And made the 24[th] of September 1657 Between Peter Sharpe of Putuxent County in th[e] Province of Maryland Chirurgeon of the one p[te], and Robert Harwood of the Same County planter of the other parte.

Whereas there hath been a Suit Commenced by the Said Peter Sharpe before the Governour and Councell of this Prov-

Liber B. No. 3. ince against the abovenamed Robert Harwood on the behalf of Elizabeth Gary Daughter of Iudith now wife of the Said Peter Sharpe, for reparation for Slaunders, and unhandsome attempts Charged to be acted and reported by the Said Robert Harwood to the great Detriment of the Said Elizabeth, and of the Said Peter Sharpe his wife and family.

And Whereas the Said Robert Harwood for his own Vindication, doth much insist upon a former promise of Marriage Grounded upon a Mutuall declared affection between him the Said Robert Harwood and the Said Elizabeth Gary, obtained after a long familiaritie and Sollicitation, which the Said Peter Sharpe and Iudith his wife are much dissatisfied in, yet are willing in Case the Said Elizabeth Gary have Such an affection and resolution of Marriage to and with the Said Robert Harwood to Consent thereunto upon Consideration whereof It is Agreed in Manner following viz.

1. Imprimis the Said Peter Sharpe doth for himself his heires Executors and Administrators, Covenant, ꝓmise Grant Article and agree to and with the Said Robert Harwood, that the Said Elizabeth Gary Shall within fifteen dayes after the date hereof, be Conveyed to the house of m^r^ Thomas Davis at the Cliftes and there She is to remaine for the Space of Six
p. 315 weekes, after fifteen days be Expired, And the Said Robert Harwood is to have during all the Said Time, full free and perfect Liberty (bringing one or more of the Neighbours with him) to have all freedom of discourse with the Said Elizabeth Gary and to use all faire and Lawfull Endeavours with her to Marry or Contract Marriage to and with the S^d^ Robert Harwood, one or more of the Neighbours being alwayes present with the Said Robert Harwood & Elizabeth Gary when they are in Company together, The Said Rob^t^ Harwood paying for the Said Elizabeth Gary her Entertainment during her Stay at the Said Thomas Davis his house

2 Item the Said Peter Sharp doth farther Covenant, ꝓmise Grant, and agree to and with the Said Robert Harwood that he the Said Peter Sharpe Shall not nor will not directly or indirectly neither by himself nor by any other person or persons by his advice or direction, by perswasions or any other way or meanes Endeavour to obstruct the Said Robert Harwood, and Elizabeth Gary from Contracting or Marrying each to other within the time mentioned in the precedent Article, nor from Marriage after the Said time be Expired, if the Said Elizabeth Gary Shall within the Said time fully Consent thereunto, But if it Shall by Gods permission, So happen that the S^d^ Elizabeth Gary Shall within the Said perfixed time give her Consent, then the Said Marriage Shall be permitted to take Effect without obstruction, And the Said Elizabeth Gary

be fully and freely left to her own will and pleasure to dispose of her Self in Marriage accordingly at her own discretion. Liber B. No. 3.

3 Item the Said Robert Harwood doth for himself his heirs Executors and Administrators, Covenant, ꝑmise Grant Article and agree to and with the Said Peter Sharpe and Iudith his wife, That in Case he Shall not within the time perfixed, procure the Said Elizabeth Gary to give her Consent to intermarry with him the Said Robert Harwood, That then he the Said Robert Harwood Shall and will from thence forth, totally and absolutely discharge the Said Elizabeth Gary from all former promise and Contracts in relation to Marriage and Shall never after by himself, or any other person or persons, either by words Letters or any other way directly or indirectly Endeavour to gaine the affection of the Said Elizabeth Gary, or to procure any familiaritie or discourse with her or willingly to Come into her Company, and in Case the Said Robert and Elizabeth Shall entermarry he the Said Robert Shall first Enter into Good Caution and Securitie not to upbraid, or deride or any other way Exercise, or use any bitterness to the Said Elizabeth for or in relation to any former passages between them either in words or actions. And in Case he Shall make breach of this his Engagement he Shall from thence forth be absolutely disabled and made uncapable of Entermedling with or disposing of any part of the Estate now belonging to the Said Elizabeth, or any part of the produce thereof. p. 316

4 Item It is finally Concluded and agreed between the Said parties that the Said Robert Harwood Shall beare his own Charge and the action to be withdrawen and never any further prosecution to be made upon any the Matters Complained of in the Cause formᵗly depending and now to be withdrawen, and as to the Court Charges on thᵉ plantiffes behalf, in case the Sᵈ Robᵗ Harwood & Elizabeth Gary Shall Entermarry, then the Sᵈ Robᵗ Harwood is to pay the Same, But in Case the Said Entermarriage Shall not be accomplished, then the Said Peter Sharpe is left to Charge the Said Charges that have been by him Expended as aforesaid upon the accompt of the Said Elizabeth Gary. In Wittness whereof the parties first abovenamed have to these present Articles enterchangeably Sett their hands and Seales thᵉ 26th of September 1657

Peter Sharpe

Signed Sealed and Delivered in the presence of

Signum
Robert H Harwood

Thomas Turner Cler:

These Articles were publickly owned and acknowledged in open Court the yeare and day abovewritten p. 317

teste me
Tho: Turner Clk.

Liber B. No. 3.

The Same Court Continued the 26 of Septemb^{r} 1657 Present as the day before.

Order Granted m^{r} Durand for a Boy Servant

Whereas attachment was obtained by m^{r} William Durand against the Estate of Cap^{t} Iosias Fendall, And Whereas by order of order of Court, the first of may last, the attachm^{t} So obtained Should Still lye upon a Servant Boy of the Said Fendalls. And the S^{d} William Durand having Petitioned this Court that the Boy Soe attached Shall remaine deposited into the hands of the Said William Durand. And in respect the Boy So attached hath been in the Employment of Thomas Emmerson two Crops, The Court doth order that the labour of the Said Boy be Valued by m^{r} Roger Groce, Lieu^{t} Richard Woolman William Tell, and Thomas Miles, and after the Labour of the Said Boy is So Valued, The Said Thomas Emerson is to deliver the Valuation thereof with the Said Boy into the hands of the Said m^{r} Durand, where the S^{d} Boy with the Valuation of his Labour, is to lye deposited, untill march Court next, then to be fully determined according to the abovesaid order, and the Said Durand to be Answerable for the Said Boy and the Valuation of his Labour, when it Shall be Lawfully determined.

Order Granted to M^{r} Robert Clarke for Certaine Bills

Whereas m^{r} Robert Clarke hath by Petition Shewed to this Court, that he delivered into the hands of Iames Veitch Sheriffe, So many bills for Tobacco due unto him the Said Clarke as amounted to five thousand Six hundred pounds of Tobacco or thereabouts Some part of it towards the payment of his fine, and the rest to be paid to m^{r} Iohn Norwood Sheriffe of Providence in part of ffees due to him, And fforasmuch
p. 318 as the Said Clarke Declaring unto the Court his Sad and poor Condition by reason of many Engagements, and desired reliefe therein, The Court taking his Condition into Consideration hath ordered that the Said Iames Veitch after Satisfying himself and the Said m^{r} Norwood all their Iust and due Claime out of the Said Bills formerly delivered (w^{ch} the Said Veitch is to do at the next Court, and bond given by the Said Clarke for So much Tobacco, as the S^{d} Bills were given in for his fine Shall deliver the remaining part of the Bills or accompt of them unto the Said Clarke

order Granted to M^{r} Michael Brooke for Administracō̄n

Administration is Granted unto M^{r} Michael Brooke upon the Estate of Bartholomy Bloome deceased

Whereas it is reported and Information made by Richard Furbear that it is Suspected that Iohn Dandy hath laid Violent hands upon a Servant of his named Henry Gouge who was

found Dead in a Small Creek near the Dwelling house of the Said Dandy in or about the 7th of Iuly last, for the more diligent enquiry thereunto, and for the Examination of Divers Wittnesses Concerning the Death of the Said Gouge, We Richard Preston and William Ewens two of his highness Commissioners for this Province of Maryland, have taken the Examination of those as followeth viz. Liber B. No. 3.

William Wood aged 20 yeares or thereabout Sworne and Examined Sayth, That being at the mill of Iohn Dandies about a month Since, to have Some Corne Ground where this Deponent Stayed all night, the next morning about Sun rising, Comeing from the Mill with a Canoe down the Creek; about a quarter of a mile from the mill this Deponent Saith that he found a Servant of Iohn Dandies naked and Dead in the Creeke, Whereupon this Deponᵗ Sayth, that he tyed to one of his Armes a Line and towed him ashore and went back to the Mill, and tould Iohn Dandy that he had found his man Dead in the Creeke, Whereupon the Said Dandy with one Robert Cole and two men more, went to the place where this Deponent had towed the Corps ashore, and when the Said Dandy did See the Corps, he the Said Dandy Said that he Should Come into a great Deale of trouble about this Boy and farther this Deponent Saith not

P. 319

Signum
This Deposition taken thᵉ 6 of William W Wood
August 1657 before us Richard Preston
William Ewens

We whose hands have underwritten being desired by Iohn Dandy to Come to view the body of his Servant called Henry Gouge being found Dead in the Creeke naked, his Cloathes not found for the present, finding nothing about him, whereby the Said Dandy may be Called in question, for any blow or bruise, but only Some Small Signes, of Some Small Switch or rod, and that not newly done. And upon the Examination of the Said Dandy his maid Servant, Said that She did hear about ten or Eleven of the Clock the Boy Darbey Say to her that his master was beating of Harry, and She did hear at that Very time one Crey out O Lord! But She Cannot tell whether it was Harry or no. And upon the Examination of one Darby Canneday Said that he heard the man Cry out divers times O Lord! and that his master went that way but a Little before, This we are able to make oath upon before any Magistrate as Wittness our hands this 7th of Iuly 1657

Will: Thomson — Robert Cole
Signum
Anthony I Webb — Richard ffurbear
Tho: Carpender — Signum Iohn I H Howerd
Nich: S Oliver — Iohn Iarbo
Robert RS Shelle

Liber B. No. 3. p. 320 Richard Furbear aged fortie yeares or thereabout Sworne and Examined Sayeth that he this Depon^{t} was a Liver in the house with Iohn Dandy and one of those who Viewed the Corps of Henry Gouge Servants to the Said Iohn Dandy, and that he this Depon^{t} did See no other markes about the Corps of the Said Gouge but Some few blowes, which did Seem to have been given with a Small Switch, and one Scar or old Soar in his head; which Scar it is reported that the Said Gouge had given him by his master about may last with an Axe And that the Corps after it was upon dry land did bleed a fresh, at the Said Scar in his head and at the nose, Farther this Deponent Sayth that the S^{d} Corps was Little Swelled, but Very black about the face and that it was Suddenly after that the Said Dandy had handled the Said Servant; that the Said Corps bled as aforesaid, And farther this Deponent Saith not
This Deposition taken the 6 of Richard ffurbar
August 1657 before us, and Sworne to in open Court
Richard Preston
Will: Ewens

Sarah Midleton Servant to Iohn Dandy, aged twentie one yeares or thereabout Sworne and Examined in open Court Sayeth, That one Darbey Canneday fellow Servant with this Deponent (that very day in which Henry Gouge was first missing) did call upon this Deponent and bid her hearken, Saying that he heard Dandy beating the Said Henry Gouge, and him the Said Gouge Crying out O Lord! O Lord! Whereupon this Deponent Listning did hear a Voice likewise Crying O Lord! O Lord! which Voice did Seem to this Deponent to be at or near the Same place or Cole kill where the Said Gouge was at work, but this Deponent Sayth that She did not give much heed to the Voice, being that the S^{d} Gouge was wont to Cry out often in Like manner And farther this Deponent Saith, That the Said Dandy did Send a Little
p. 321 boy about Seven yeares of age to looke after the Said Gouge that Very night the Said Gouge was missing But this Deponent believeth that the Said Boy went to play and did neglect the looking after the Said Gouge And farther this Depon^{t} Saith not Signum
Sarah O Midleton

Iohn Harwood aged Thirtie yeares or thereabouts Sworne and Examined Saith, That he this Deponent living in the house with Iohn Dandy, did not hear the Said Dandy make any Enquiry after his Servant Henry Gouge that Night that th^{e} Said Servant was missing, which was about a month Since, and farther this Deponent Saith that he this Deponent was one

of those, who the day following did View the Said Corps after it was brought upon the Shore and that he this Depon[t] did See no other Signes but the Signe of Some Small Slashes, which Caused the flesh to be black and blew, and one old Soar upon his head which was reported that the S[d] Dandy had given the Said Servant, about three months before with an Axe, which Soare did bleed a fresh, And farther this Deponent Saith that the Said Henry Gouge did bleed at the Nose, and that he was black in the face and Very Little Swelled, And farther this Deponent Sayth not Liber B. No. 3.

Signum
Iohn H I Harwood

M[r] Iohn Iarbo thirtie Eight yeares or thereabout upon farther Examination concerning the Servant of Iohn Dandy deceased Sworne Saith that he this Depon[t] was one of the Neighbours who viewed the Corps of the Said Servant Henry Gouge, and that when he this Deponent came to the Corps after it was brought upon the Shoare did See Some Small markes or Signe of blowes upon the Said Servants back the which to this Deponents Iudgment did appeare to have been given with a Small Switch, and not newly and that the Sevant aforesaid did bleed a fresh at the nose and head before that Dandy touched the Corps and that the Said Servant was but Little Sweld but very black in the face, and that the Said Servant had an old Soare on his head which bled a fresh the which Soare was reported to have been given the Said Servant from the Said Dandy with an Axe about three months before, and farther this Depon[t] Saith not p. 322

These Depositions taken the 6[t] of August 1657 before us
Richard Preston
Will: Ewens

Iohn Iarbo

Darbey Canneday Servant to Iohn Dandy aged fourteen yeares or thereabouts Sworne and Examined in open Court Sayeth, that the very Same day in which Henry Gouge was first missing did See his master go towards the place where the Said Gouge was at worke, and near about a quarter of an hour after, he this Depon[t] Saith that he doth Confidently believe, that he did hear the Said Gouge Crye out, O Lord! O Lord! near upon twenty times

Whereupon this Deponent hearing the Said Cry Called upon Sarah Middleton fellow Servant with this Depon[t] who was present to hearken, or Listen who replyed to this Deponent that She the Said Sarah did hear the like Cry And this Deponent farther Saith that he did Say to the Said Sarah there

Liber B. No. 3. is Dandy beating of poor Harry now And to this Deponents knowledge the Said Gouge was never Seen after that time till he was taken out of the water Dead And farther this Deponent Sayth not

Signum
Darbey × Canneday

Thomas Carpenter aged fiftie one yeares or thereabouts Sworne and Examined in open Court Saith that he was one of the Neighbours who Viewed the Corps of Henry Gouge, after that it was brought upon the Shoare, which was about the 7th of Iuly, and that the Corps aforesaid had Some Signes in the p. 323 back of Some blowes, wch made the Corps Somewhat black and blew about the Shoulders but it did Seem to this Deponents best Iudgment, that the Said blowes were given with a Small Switch, Farther this Depont Sayth that the Said Gouge Servant to Iohn Dandy, had an old Soare or Scar on his head which bled a fresh when this Depont with the Said Dandy and the rest of the Neighbours did help to turne the Said Corps, And Likewise this Deponent Sayth that at the Said time, the Said Corps did bleed at the nose, and was Somwhat more black then ordinary about the face, and very Little or nothing Swell'd, farther this Depont Sayth that the Said Gouge was not Seen to Void any manner of way any the least quantitie of water, and that the Sd Gouge was found naked, and that the men which belonged to Iohn Dandy did make diligent Search after the Cloathes of the Said Servant, but could not find his Cloathes, nor discover any Signe of his footsteps, and that the Cloathes of the Said Servant are yet unfound, farther this Deponent Sayth that the wife of the Said Dandy, did upon a Certaine time Since the death of the Said Dandy his Servant, tell this Deponent that her husband had often told her before, that his mind gave him, that he Should be hang'd for him the Said Gouge Some time or other, Farther this Depont Saith that the maid Servant of the Said Dandy told this Depont that the Soare which the Sd Gouge had given him by his master in the head was above one Inch Deep, and given him about two months before with an Axe. Farther this Deponent Sayth that on the Same day in which the Said Gouge was missing he this Deponent did hear Darbey Canneday Servant to the Said Dandy Say, that he the Said Darbey did hear the Sd Gouge Crye out o Lord! O Lord! near upon twenty times, And that Dandy was beating of Harry. Farther this Deponent in his Conscience verily believeth, that the Said Gouge Came not to his Death by Drownding, And farther this Depont Saith not

Tho: Carpender

Ann Dandy wife to Iohn Dandy aged thirty four yeares or thereabout Sworne and Examined in open Court Sayeth That

She this Deponent that Same day in which Henry Gouge was first missing did hear her husband the Said Iohn Dandy Say that he had Sent the Said Gouge to the Cole kill to draw out Some Coles for him the Said Dandy to go to worke; farther Saying to this Depon[t] that he the Said Dandy would go down to the Said Harry Gouge to See what the Said Harry was a doing, and thereupon Departed from this Deponent, and went that wayward Farther this Deponent Sayth, that She this Deponent near upon half an hour after went to look for her husband the Said Dandy, and going towards the kill, did about half way thither, meet with the Said Dandy Scratching his head, and he the Said Dandy told this Deponent that the Said Gouge was ran away againe, and had not drawn half a peck of Coales, Whereupon this Deponent made reply to the Said Dandy, hang him rogue lett him goe, he will Come againe at night or morning, when he is hungry and I Shall find him, Farther this Deponent Sayth that her husband the Said Iohn Dandy did often at Severall times, before the Death of the Said Gouge tell this Depon[t] that his mind Gave him that he Should be hanged for the Said Gouge one time or other, Whereupon this Deponent replyed to the Said Dandy her husband, that if he did think Soe, She this Deponent desired, he would either Sell or give away the Said Gouge, Farther this Deponent Sayeth, that the Said Gouge had one old Soar in his head, which bled a fresh; and that, that was the Same Soare which this Depon[t] did hear both the Said Gouge Say that his master had given him, and him the Said Dandy Confess the Same, that he had given him it in Iune iast, and that She this Depon[t] did take out two Little pieces of the Scull, when the Said Gouge first received the Said Soare, and that She this Deponent did desire the Said Dandy her husband to look after the Same, but the Said Dandy being much angred with me this Deponent bid me to dress it, Farther this Deponent Sayth, that in her Conscience She doth Verily believe that the Said Gouge never did drownd himself

Liber B. No. 3. p. 324

p. 325

Signum
Ann + Dandy

Anthony Webe aged fiftie three years or thereabouts Sworne and Examined the 8[th] of August 1657. Sayth That he this Deponent was one of those who viewed the Corps of Henry Gouge Servant to Iohn Dandy after it was taken up out of the water, and that he this Depon[t] found the Corps, with the print of Some blows upon the Shoulders which made the Corps black and blew about the Shoulders and one old Soare upon his head, which Scarr did bleed a fresh when the Said Dandy with the rest did help to turne the Corps, and that the

Liber B. No. 3. Said Corps did bleed at the nose, with Some kind of purging with all, but not any the least Signe of water did Seem, or was Seen to this Deponent to purge from him, Farther this Deponent Sayth that the Said Corps was black about the face and but Little or nothing att all Sweld, Farther this Depon[t] Sayth that Darby Canneday Servant to the Said Dandy did tell this Deponent that he, the Said Darbey did hear the Said Henry Gouge Crye out O Lord! O Lord! near upon twenty times, and Say that Dandy was beating his Servant Harry, And farther this Deponent Saith that the maid Servant of the Said Dandy did tell this Deponent that She likewise did heare the Said Gouge Cry out twice, O Lord! O Lord! near the Cole kill where the Said Gouge was at work, And farther this Deponent Sayth that he did hear the S[d] maid Servant of the Said Dandy Say that the S[d] Gouge was never Seen more from that time till he was taken up out of the water, farther this Deponent Saith that he was one of those, who made diligent Search for the Clothes of the Said Gouge, but could not find them, and that Clothes to this Deponents best knowledge are yet unfound, And this Deponent Sayth that he thinketh verily in his conscience, the Said Gouge Came not to his Death by Drownding, And farther this Deponent Saith not,

p. 326

Signum

This deposition taken before me the day and year above written — Anthon H Webe

Richard Preston

Whereas Iohn Dandy having been apprehended upon the 7[th] of August upon Suspition of Murthering a Servant of his in or about the 7[th] of Iuly last, and having fled from the officer which had Charge of him, and to bring him the Said Dandy before us Rich: Preston, and William Ewens two of his highness Comission[rs] for to be dealt with according to Law, And whereas by diligent Search made by hue and Crye after the Said Iohn Dandy into Virginia he is againe apprehended and is, this present 14[th] of August brought before us the Said Richard Preston and William Ewens, upon his Examination concerning the Death of his the Said Dandy his Servant Sayeth, That he doth not know how his Said Servant Henry Gouge Came by his Death And that in the afternoon of the Same day, in which the Said Gouge was missing, he the Said Dandy Sayeth that he went to look for him, and what worke he had done, but not finding the Said Gouge at the place where he Should have been at worke returned back and that he did not before the afternoon go to the place, where he Should have been at worke, but before noon he the Said Dandy Sayeth, that he was with his workmen Robert Cole, and others

between break faste and Dinner time, And farther this Examinat Sayeth (being demanded why he fled into Virginia) that he fled thither to put himself into the Custody of Some in Authority there, that there he might have his tryall Concerning the Death of the Said Gouge in Respect the Government of this Province is not Settled, and upon Some Experience he this Examinat had of his hard usage by those in Authority here in this Province, And farther this Examinat desireth that the Corps of the Said Gouge may be taken up and againe Viewed, And that one Nicholas Oliver may be brought to Examination, whom this Examinat accuseth for beating the Said Gouge one weeke before he was found Dead

Liber B. No. 3. p. 327

Signum
This Examination taken the 14th of August 1657. Rich: Preston Will: Ewens — Iohn × Dandy

Walter Peake aged fortie nine yeares or thereabouts Sworne and Examined in open Court Sayth, that about the last Spring being at the mill, did See a poor lame boy of Dandys, who Seemed to be much abused, with pinches about his Eares, and this Deponent asked the Said Boy whether he lay in the mill where there was no Corne, thᵗ the ratts Eat off his Eares, the Boy answered no, But that he had a wound in his head which was very troublesom unto him, the which wound this Deponent did Search and found his Scull to be broken, Aterwards this Deponᵗ meeting with the wife of Iohn Dandy at the house of Iohn Shircliffe and telling her of this, She told this Deponᵗ that her husband had done it two months before with the pole of an Axe, And farther the Said Dandy his wife Said that She had taken two pieces of the Scull out of his head.

Walter Peake

Major Iohn Hollowes aged fortie one yeares or thereabout Sworne and Examined in open Court Sayth that when Iohn Dandy Came over Patomack River to this Deponents house, This Deponent and the Said Dandy did go to the house of mʳ Bradhorst, and when I this Deponent and the Said Dandy Came there, the Said Dandy did Say that it was reported that he thᵉ Said Dandy had killed his man Harry a weeke before he did kill him And that he had Escaped away, and was Come to put himself upon a Tryall in Virginia a Concerning the Death of his Said Servant

Io: Hallowes

Liber B. No. 3. p. 328

The Same Court Continued th^e^ 28^th^ of September 1657

Present { m^r^ Richard Preston, M^r^ Iohn Lawson; M^r^ Edw^d^ Lloyd, M^r^ Will: Ewens; M^r^ Sam: Withers, M^r^ Will Parratt }

Lieuten^t^ Richard Smith is Constituted and appointed by this Court to be Attorney Generall for his Highness the Lord Protector of the Commonwealth of England and the Dominions thereof to prosecute in his highness behalf all Suits and Actions Criminall depending before this Court

The Same Court Continued the 29^th^ of September 1657

Present { M^r^ Rich: Preston, M^r^ Rich: Ewens; M^r^ Ed: Lloyd, M^r^ Mich: Brooke; M^r^ Sam: Withers, M^r^ Iohn Pott; M^r^ Iohn Lawson, M^r^ Will: Parratt; M^r^ Tho: Thomas, M^r^ Will: Ewens }

To the Right Worshipfull the Comissionrs for the Province of Maryland.

The Humble Petition of Richard Smith Attorney to his Highness.

Sheweth

That about the 7^th^ of Iuly last Henry Gouge Sometime Servant to Iohn Dandy was found Dead in a Creeke, near the house of the Said Dandy by one William Wood, The which Henry Gouge yo^r^ Petitioner Conceiveth was in Cruell manner Murthered by the hands of Iohn Dandy, as it doth appear by the Examination of Severall persons.

Therefore yo^r^ Pet^r^ in the behalf of his Highness humbly prayeth this Court will take it Seriously into Consideration ; that th^e^ Said Dandy may be brought to a full tryall in Law for the Said fact, as yo^r^ Pet^r^ conceiveth hath been Acted and done by the Said Dandy And your Petitioner as in Duty bound Shall pray &c

His Highness Attorney moveing the Court that the Prisoner Iohn Dandy Should be brought to his Tryall The Court doth p. 329 order that the Said Prisoner Iohn Dandy be Called to the Barr, And that a Iury of Inquest be Impannelled by the Sheriffe. Which Iury being Impannelld was presented to the Court, the names of the Iury being Viz. m^r^ Iohn Knape foreman m^r^ Hugh Stanly m^r^ Thomas Cary, Robert Harwood, Robert Kingsbury, Iames Iolly M^r^ Richard Hostkeys, M^r^ Iohn Adbor, William Turner, George Bussie, Iohn Felton, William Muffett, Richard Keene, Iohn Day, M^r^ William Chaplin, M^r^

William Dorrington, m^r^ Iohn Abeington, Iohn Gramer Daniell Goulson, M^r^ In^o^ Cornelius Arthur Wright, Henry Coxe, Thomas Reed William Stockden Which Iury being Called to Answer to their Names before the Court; The prisoner having Libertie to make his Exception before the Iury was Sworne, did not Except against any of the Said Iurors, upon which the Iury was Sworne the Bill read, their Charge given, and was Sent out to find the Bill in Charge which is as followeth viz: Liber B. No. 3.

You are to make Enquiry in the behalf of his highness the Lord Protector of England, Scotland, Ireland and the Dominions thereunto belonging, whether or not Iohn Dandy late of the mill at Newtowne of th^e^ County of Patomocke Smith, be Indictable for feloniously Murthering a Servant of his in or upon the 7^th^ of Iuly last, named Henry Gouge. In respect the Said Dandy did upon the Said 7^th^ of Iuly last, Send his Said Servant Henry Gouge to draw Coles at a Cole kill, and presently after in the Same day the Said Dandy did goe to the Said Cole kill where the Said Gouge was So Sent to draw Coles, and whilst the Said Dandy was with the Said Gouge at the Said Cole kill, the Said Gouge was heard to Cry, O Lord! O Lord! and Suddenly after the Said Gouge was heard So to Crye, The Said Dandy did return from the Said Cole kill, and Said that the Said Gouge was runaway the Said Gouge being no more Seen untill the next morning, And then the Said Gouge was found in a Creek near the mill and dwelling house of the Said Iohn Dandie, and when he the Said Henry Gouge was So found, he was found dead and naked floating upon the water in the Said Creeke, And when the Corps of the Said Henry Gouge was taken out of the Said water & Creeke the Said Iohn Dandy being present to help turn the Said Corps, the Said Corps did bleed a fresh at the nose and at an old Soare or wound the Said Iohn Dandy had given the Said Henry Gouge in the head, in or about may last, And was black in the face, And did not appeare to those that viewed the Said Corps, that the Said Gouge Came to his Death by Drounding, Alsoe the Said Iohn Dandy having broke prison, fled out of this Province After he was apprehended upon Suspition of having Murthered his Said Servant Henry Gouge into Virginia, and hath confessed that he the Said Iohn Dandy was Charged to have killed his man Henry Gouge, a week before he did. p. 330

The Grand Iury of Inquest after much debate & time Spent, returned their Ioynt Verdict upon the Bill, Billa vera to both Indictments, upon which Verdict (the day being much Spent) The Court doth order that the Iury be discharged, the prisoner Secured and the Court adjourned untill the next day at eight of the Clock in the morning

Liber B. No. 3. The Same Court Continued the 30th of Septembr Commissioners Present as the day before

His Highness Attorney moveing the Court in the behalf of his highness the Lord Protector of England &c: That the Court would proceed in order to the tryall of the prisoner Iohn Dandy upon which the Said Prisoner was brought againe to the barr, And being Called by the name of Iohn Dandy to hold up his hand at the barr, did answer to that name and did hold up his hand his Indictment being read viz

p. 331 Iohn Dandy thou Standeth here Indicted in the name of the Lord Protector of England, Scotland Ireland and the Dominions thereof (by the name of Iohn Dandy) late dweller at the mill at Newtown in the County of Patomake in the Province of Maryland Smith. In that thou not having the feare of God before thine Eyes but being Stirred and moved by the Instigation of the Devill, didst in or about the 7th of Iuly last Contrary to the peace of his highness, and the Lawes Established, Maliciously and feloniously murther a Servant of thine named Henry Gouge. And being apprehended didst breake prison, and flee for that fact.

To which Indictment the Said Iohn Dandy pleading not Guilty, and being demanded how he would be tryed, did for his tryall put himself upon God and the Countrey.

The Court doth therefore order that the Sheriffe forthwith Impannell a Iury of twelve good and Lawfull men to be a Iury of Life and Death

Which Iury being Impannelled and presented to the Court, were required to answer to their Names Viz. mr Robert Blinkhorn foreman, mr Iohn Ashcomb mr Stephen Gary, mr Henry Osborne mr Iohn Hambleton George Newman, Richard Blinks, Griffin George Iohn Tayler, Iohn Bagbey, mr Nathaniell Burrowes mr William Berry, The prisoner was also demanded if he could Except aganst any of the Iury before they were Sworne, And the prisoner Excepting agst George Newman, Thomas Bellcher was Chosen in his Steed upon which (the Iury being Sworne) Proclamation was made that all could give in any Evidence in the behalf of his highness the Lord protector of England &c: against the prisoner at the barr Should Come in and appeare before the Court upon forfeiture of their

p. 332 Recullisanance and they Should be heard; for the prisoner Stood upon his Deliverance

Upon which Proclamation the Wittnesses did appeare, and being Called by their Names were Sworne and did deliver themselves upon their Oathes in the Court to the Iury, and before the face of the prisoner who having all Lawfull Libertie and time to make his defence the Iury was Sent out with their Charge to find the Indictmt

The Iury returning the prisoner was againe Called to the Barr, and the Iury being Called by their Names before the Court, was demanded if they were agreed upon their Verdict, who answered they were agreed, and that their foreman Should Speake for them, The Court demanding whether according to the Indictm^{t} and Evidence as they were upon their Oathes, they found Iohn Dandy the prisoner at the Barr, Guilty, or not Guilty, the foreman of the Iury made answer, Guilty, and So Said all the rest of the Iury, Upon which Verdict the prisoner was demanded by the Court what he had to Say for himself, that Sentence of Death Should not pass upon him, who after Some Space of time Given him having nothing to Say for himself, And his Highness Attorney Craveing Iudgment upon the Verdict of the Iury Liber B. No. 3.

The Court doth order upon the Verdict of the Iury that Imediat Sentence of Death be given upon the prisoner Iohn Dandy, which by the President of the Court was accordingly done. And the Court doth farther order that the Said Iudgm^{t} and Sentence of Death be put in Execution upon Saturday next being the 3^{d} of october 1657 upon the Island at the mouth Leonards Creek in Patuxent River.

Nonsuit is Granted to William Stockden in a Suit depending betwixt Iulian Hyell plf^{t} and him the Said William Stockden defendant with Cost of Suit and Sixty pounds of Tobacco damage for attendance

At a Court held at Putuxent th^{e} first of october 1657 p. 333

Present { M^{r} Richard Preston, M^{r} Ed: Lloyd; m^{r} Sam: Withers, m^{r} Will: Ewens }

order Granted to Beckwith for Cattle

Whereas George Beckwith hath Petitioned this Court in the behalf of ffrancis Harvie Daughter to Nicholas Harvie deceased, for a Certaine Stock of Cattle left in the hands of Iohn Dandy in the yeare 1649 as by Record appeareth. The Court doth order that the Said George Beckwith be Impowered in the behalf of the S^{d} ffrancis Havie to procure four or Six of the Neighbours to View the Cattle of the Said Dandy, And what Cattle can be found of the marke of the Said ffrancis Harvey mentioned in the Record, he the Said Beckwith to take in his possession for the Sole use of the Said Francis Harvey.

Order upon the Estate of Iohn Dandy

Whereas Iohn Dandy hath been convicted for murther and thereby his Estate forfeited to his Highness the Lord protector

Liber B. No. 3. of England &c: And Whereas Ann Dandy wife of the Said Iohn Dandy hath Petitioned this Court that She may not be left utterly destitute, of Compatent Subsistance for her own and relief of two Orphans under her Charge, as also She being as She alledgeth with Child of a third, The Court Seriously considering thereof, Doth order that a true and Iust Inventory be taken by the Sheriffe of all and Singular, the reall and personall Estate of the Said Dandy, And that the Said Ann Dandy be and remaine possest in all and Singular the reall and personall Estate of her husband Iohn Dandy. provided that all officers ffees, former Iudgments, Sentences and Iust debts due out of the Estate be first Satisfied, when Such, fees, Iudgments Sentences and Iust debts Shall appear to this Court that of right they ought to be payd & Satisfied And the Said Ann Dandy to put in Good Securitie at or before the next p. 334 Court held for this Province, that She the Said Ann Dandy Shall give an Accompt and be responsible for the overplus of the Said Estate, when She Shall thereunto be Lawfully called.

Mr Thom: Sprige } Whereas mr Thomas Sprige hath arrested to
Io: Nevill deft } this Court Iohn Nevill in an Action of the Case, and the Said Nevill not appearing, The Court doth order that if the Sheriff Iames Veitch, Shall not See the Said Iohn Nevill forth Comeing at the next Court to answer the Suit of the Said Thomas Sprige, then Iudgment to pass against the Said Sheriffe.

Order Granted to Emperor Smith & Maddooks for one Hhd of Tobacco

Whereas mr Emperor Smith and mr Rice Maddookes (Chirurgeons) have petitioned this Court for Satisfaction for their Trouble and paines in viewing the Body of Henry Gouge late murthered, and desecting the head from the Said Corps, The Court doth order that one hogshead of Tobacco be allowed to the Said Chirurgeons Equally to be divided betwixt them.

Allowed unto Richd Forbar 600l of Tob: & one barrll of Corne

Whereas Richard Furbar hath Petitioned this Court for nine hundred pounds of Tobacco and five barrells of Corn due to him the Said Furbar as he alledgeth from Iohn Dandy for work done, The Court not finding So much due doth order that the Said Furbar Shall be allowed Six hundred pounds of Tobacco and one Barrell of Corne in full Satisfaction for his work.

Order Granted to Peter Ioy as the Securitie of Iohn Dandy

Whereas Peter Ioy hath Petitioned to this Court to be released from the Securitie wherein he Stands bound upon

Record for Iohn Dandy his fine The Court doth order that if Ann Dandy the wife of the Said Iohn Dandy Shall give in Security for the Said fine then the Said Peter Ioy to be discharged of his Engagement. Liber B. No. 3.

The Same Court Continued the 5th of October 1657

Present { Mr Rich: Preston. Mr Sam: Withers
Mr Ed: Lloyd. Mr Will: Ewens

order Granted to Sheriffe and Clarke for ffees due from the Estate of Iohn Dandy p. 335

Whereas the Sheriffe mr Iames Veitch, and the Clarke of the Court have Exhibited their accompts, to this Court for the Imprisonment and other Necessary, and usuall fees concerning the Tryall, and Executing of Iohn Dandy as by his the Said Sheriffes and Clarke his accompt appeareth The Court having Examined the Said Accompts, Doth order that five Thousand two hundred and twenty pounds of Tobacco to the Sheriffe, and Six hundred twenty two pounds of Tobacco to the Clarke, In all five thousand Eight hundred forty two pounds of Tobacco be forthwth Satisfied out of the Estate of the Said Dandy unto the Said Sheriffe and Clarke or Else Execution

Order Granted to mr Thom: Bellchr for 779l of Tob out of the Estate of Iohn Dandy

Whereas Thomas Bellcher hath Exhibited an accompt of Iohn Dandies to this Court of Seven hundred Seventy nine pounds of Tob: for dyett for him the Said Dandy, his friends and the Grandy and Petty Iury, Expended in the time whilst he the Said Dandy was upon his Tryall The Court doth order that the Said Seven hundred Seventy and nine pounds of Tobacco be Satisfied out of the Estate of the Said Iohn Dandy or Else Execution

order Granted to major Iohn Hollowes for 490l of Tob out of the Estate of Iohn Dandy

Whereas Iohn Dandy after Such time as he was apprehended for Suspition of Murther, made Escape from the officer and fled over into Virginia, and was there Committed into the hands of major Iohn Hallowes, And he the Said Hallowes by his Attorney Richard Smith Petitioning this Court for Satisfaction for his the Said Dandys Imprisonment, and Charge of a Guard, wth his the Sd Hallowes attendance as an Evidence against the Said Dandy, The Court haveing perused his the Said Hallowes accompt doth order accordingly that the Said Hallowes be allowed four hundred ninety Eight pounds of Tob out of the Estate of the Said Iohn Dandy.

Liber B. No. 3. Order Granted to m^r^ Rich^d^ Smith for 350^l^ out of the Estate of Iohn Dandy

Whereas m^r^ Richard Smith Attorney to his Highness the Lord Protector of England &c hath Petitioned to this Court for Satisfaction, for his paines and trouble in Impleading Iohn
p. 336 Dandy of murther, The Court order that the Said Richard Smith be allowed three hundred and fifty pounds of Tob and Caske out of the Estate of the Said Dandy in Satisfaction for his Said trouble and paines

George Beckwith of Patomocke river in the Province of Maryland planter in the right of himself and ffrancis his now wife, the Daughter and heir of Nicholas Harvey late of Maryland planter deceased, Claymeth by Vertue of a Record in the year 1649 two Cowes and one heifer inserted in the Said Record with all their Increase male and female which by Vertue of the Said Record are Settled and rested upon his the Demants wife, and are in the possession of Iohn Dandy now the Ld protector his prisoner, And he the Said George Beckwith desireth this his claime may be entred upon Record to prevent Detriment to him or his wife in case any Conviction Should hereafter happen to the Said Iohn Dandy the Lord Protecto^rs^ prisoner. George Beckwith
Concordat cum Orriginali teste me
Tho: Turner Clk

These presents Wittness that I Iohn Balaen do acknowledge
p. 337 my Self to have Sold one brown Cowe Calf (marked with a Swallow tayle on the left Eare, and Cutt under and over of the right) unto Edward Williams, and doe bind my Self to maintain the Same against all Claimes whatsoever, as Wittness my hand this 15^th^ of Iune 1656 Signum
Iohn × Balaen
Testis. Christopher Russell, Concordat cum Orriginali teste me
Tho: Turner Cler:

Ianuary 1648 the 18^th^
Received of m^r^ Hooper 18 Hogshead of Tobacco weighing 6345^l^ Reced by me. William Odeom
for the use of m^r^ Iohn Laramor
Concordat cum Orriginali teste me, Thomas Turner Clk

At a Cou^r^t Holden att Providence may 21 Anno Domini 1655.

Present { Cap^t^ Generall Fuller, m^r^ William Durand } { M^r^ Edward Lloyd, Cap^t^ Richard Ewens }

It is ordered by this Court that (according to an Act of Assembly in that Case Provided) m^r^ Thomas Hatton late

Secretary of this Province of Maryland, Shall have power of distress for Such ffees as were due to him before the resignation of the Government by Cap[t] William Stone Iuly 1654. Liber B. No. 3.

William Durand Sec.

At a Provinciall Court held at Putuxent the 3[d] of November 1657.

Present { M[r] Richard Preston. M[r] Michael Brookes. M[r] Thom: Thomas. M[r] Will: Ewens. m[r] W[m] Parratt m[r] Phillip Morgin m[r] Woodman Stockly

M[r] Henry Coursey plf[t] / Thom: Seamor defend[t] } Refference is Granted unto Thomas Seamor defend[t] in an Action of the Case betwixt him the Said Seamor and m[r] Henry Coursey plf[t] And the Court doth order that the Said Seamor Shall Stand Committed untill he give good Sufficient Securitie for his personall appearance at the next Provinciall Court held for this Province the 29[th] of December next. And m[r] Henry Coursey doth Enter into Recullisance that his Servant Mary Cole Shall be forthcoming at the Said Court.

Mary Cole Examined in Court Saith that Ioseph Edlow and She this Examinat did lye together at the house of the Said Edlow, and that Thomas Seamor did advise the Said Edlow and this Examinat to goe to bed together, and that Thomas Breamstead who had married the Said Mary Cole, was present when the S[d] Seamor did advise the Said Mary Cole and the Said Edlow to go to bed together, And farther this Examinat Saith that the Said Seamor came to this Examinat, and advised her this Examinat to go with him to Joseph Edlow, And when the Said Seamor and this Examinat Came to the Said Edlows house the Said Edlow being not at home, the Said Seamor went to look for him, and Came home with him, and fell to drinking this being that night that the Said Seamor advised this Examinat and the Said Edlow to be together as aforesaid. p. 338

Samuell Gosey aged 23 years or thereabouts Sworn and Examined in open Court Saith, that he heard Thomas Seamor about Iuly last read the prayer and the Matrimonie, and this Depon[t] Sayth that he heard Thomas Seamor Say that he read more then the minister use to read.

Signum
Samuell × Gosey

Thomas Walton aged 25 years or thereabouts Sworn and Examined in open Court Sayth that th[e] next day after Mary Cole was Married, this Depon[t] went up to Ioseph Edlowes to See if She the Said Mary Cole were there, and Thomas Sea-

Liber B. No. 3. mor Came out to this Deponent and desired me this Deponent, that I would not make it known that he the Said Seamor and She the Said Mary Cole was there, And farther this Depon[t] Sayeth that whilst the Said Mary Cole and Thomas Seamor were at Ioseph Edlowes house, Thomas Breamstead Coming along with this Deponent to the S[d] Edlows house, Thomas Seamor Seeing the Said Breamstead comeing, Desired this Deponent not to be known that he and the Said p. 339 Mary Cole were there, and he the Said Seamor put to the Door, and put her the Said Mary Cole into another room. And farther this Deponent Saith that he being one time, in the quarter at home, heard Rich[d] Norton call Mary Cole out and Say that Thomas Seamor would Speake with her for to go a Little way with him And farther this Deponent Sayth not.

Signum
Thomas O Wallton

Robert Price aged 35 yeares or thereabouts Sworne and Examined in open Court Sayth that he heard Richard Norton call Mary Call out of his masters house and Say that Thomas Seamor would Speake with her for to goe a Little way with him

Signum
Robert × Price

Richard Norton aged three score and nineteen yeares or thereabouts Sworne and Examined in open Court Sayeth That Thomas Seamor was reading the prayer and Marriage that is in the Common prayer Book And that Ioseph Edlow and Mary Cole Came in the meane while, So being that Ioseph Edlow, Came in and Mary Cole, the both Satt them down upon a Stool by Thomas Seamor, and this Deponent hearing the Said Seamor reading of Ioyning them together, this Depon[t] Standing by, not thinking any thing put their hands together. And farther this Deponent Sayth not

Signum
Richard × Norton

Edward Dixter aged 18 years or thereabouts Sworne and Examined in open Court Sayeth, th[t] Thomas Wallton asked Richard Norton, when he Came back againe from Ioseph Edlowes why he did Carry away the maid, the Said Norton answered that Thomas Seamor had Sent him Signum

Edward × Dixter

Thomas Wallton and Richard Price affirme the Very Same. And no farther

Signum
Thomas × Wallton
Signum
Richard × Price

Iulian Haffhead aged 34 years or thereabouts Sworne and Examined in open Court Sayth that Mary Cole did relate unto her this Deponent, that Thomas Seamor would have layen with her in his own room and that the Said Seamor as the Said Mary Cole related, would have Shutt down the windoore. And farther the Said Mary Cole related to this Deponent, that She went into the other Room, and that Seamor followed her, and would have had her to a Layne downe upon the Chest, And the Said Mary Cole Complayned likewise to this Deponent, that the Said Seamor had hurt her against the Said Chest And this Deponent heard not Seamor make any reply to her the Said Cole, untill She had ended her discourse and then the Said Seamor rose up and Said She was a Lying whore, or Some Such like word, And farther this Deponent Sayth not

Liber B. No. 3. p. 340

Signum
Iulian × Haffhead

Iohn Haffhead affirmeth the very Same which is before related by Iulian Haffhead to be the truth And farther Sayth not

Signum
Iohn II Haffhead

Arthur Ludford aged 37 yeares or thereabouts Sworne and Examined in open Court Sayth, that Thomas Seamor was a Little disturbed in Drink, the Same night that Mary Cole was Carryed to Ioseph Edlowes house and upon m^r^ Coursey's understanding how things went, he the Said m^r^ Coursey questioning the Said Seamor of it, the Said Seamor gave uncivill Language to him the Said Coursey, unfitt to proceed from an overseer to an Imployer And further this Depon^t^ Sayth not

Arthur Ludford

Patrick fforrest affirmeth that what is above rehearsed by Arthur Ludford is the Very truth and no other then the truth, and farther Saith not

Patrick fforrest

Order Granted to Pat fforrest for a debt of 150^l^ of Tob out of the Estate of Iohn Pritchard

Whereas Patrick Forrest hath Petitioned this Court for a debt of one hundred fiftie nine pounds of Tob: due to the Estate of m^r^ Thomas Hatton deceased, as also for a debt of one hundred and fiftie pounds of Tob out of the Estate of Iohn Pritchard due to Cap^t^ Price which Debts appearing to this Court, The Court doth order that the Said debts be Satisfied by the Administrator of the Estate of the Said Prichard deced or Else Execution.

p. 341

Liber B. No. 3. The Deposition of m^r William Wilkinson aged fiftie yeares or thereabout Examined and Sworne this 13^th of Aprill 1657 Sayeth that your Deponent moved Iohn Pritchard, then being Sick but in perfect memory of which Sickness he Shortly dyed, if he ought Cap^t Iohn Price any Tobacco, he Said yes he ought Cap^t Iohn Price one hundred and fiftie pounds of Tobacco, And further Sayth not.
Iurat Coram me Iohn Lawson William Wilkinson

Roger Scott plft
Tobias Norton deft } Whereas Roger Scott hath Petitioned this Court for a debt of four hundred and Sixteen pounds of Tobacco and Caske due from Tobias Norton unto m^r Henry Hooper, and assigned by the Said Hooper to the Said Scott, And the Said Scott praying for an order, and the Said Norton not appearing, The Court doth order that the Said Norton Shall Satisfie unto the Said Scott, the Said Sume of four hundred and Sixteen pounds of Tobacco and Caske, or Shew at the next Court reason to the Contrary or Else Execution

m^r Thom: Sprige plft
Iohn Nevill deft } Whereas m^r Thomas Sprige arrested to this Court Iohn Nevill for the paym^t of Six hund^d pounds of Tobacco and Caske, for a Cow Sold the Said Nevill by the Said Sprige, And it appearing to this Court that the Cowe being lost, by reason of Some neglect for want of delivery of the Said Cowe, by the Said Sprige The Court doth order that the Said Nevill Shall Satisfie unto the Said Sprige three hundred pound of Tob and Caske in full Satisfaction of the Said debt of Six hundred pounds of Tob, and the Said Sprige to pay Cost of Suit

Iohn Reed aged 28 yeares or thereabouts Sworne and Examined Sayeth That m^r Thomas Sprige Sold unto In° Nevill a bobb tayled Cowe, and that Iohn Nevill looked upon the Cowe and Said this Cowe I will have m^r Sprigge Thereupon told him the Said Nevill that that Cowe he Should have And farther this Deponent Saith not. Signum
Iohn I R Reed

p. 342 The Deposition of Hugh Iohnson aged about 17 yeares Sworne Sayeth, that m^r Thomas Sprige Sold unto Iohn Nevill one black Cowe and delivered the Said Cowe to Iohn Nevill, and told him that he would not Stand to the Hazard of her, but he told him that the boy Should look to her as his owne Cowes till that She had Calfed, And farther this Deponent Saith not.
Iurat Coram me Io: Pott Hugh Iohnson

Thomas Boothe aged 21 years or thereabout Sworne and Examined in open Court Sayth that m^r^ Sp^r^ige Came to m^r^ Burroughs his house and told Iohn Nevill that his Cowe had Calfed, and the day following Iohn Nevill, demanded his Cowe, And m^r^ Sprige thereupon demanded of the Said Nevill whether his Tobacco was ready, the Said Nevill replyed that it was not ready untill the next Season, And thereupon m^r^ Sprige Said he Should not have his Cowe, untill he had Seen the Tobacco, And farther this Deponent Sayth not

Liber B. No. 3.

Signum
Thomas × Boothe

Richard Smith plft
m^rs^ Iane Eltonhead deft

Whereas m^r^ Richard Smith Attorney of m^rs^ Sarah Marsh arrested to this Court m^rs^ Iane Eltonhead Administratrix of m^r^ William Eltonhead deceased, for a debt of two thousand two hundred and nineteen pounds of Tobacco and Caske. And the S^d^ m^rs^ Eltonhead alledging the debt to be paid, The plantiffe desireing respite untill the next Court, The Court doth order that that Action be respited untill the next Court, and that the Said m^rs^ Eltonhead put in Securitie for her appearance either by her Self or Lawfull Attorney to Answer the Said Suit at the next Court.

M^r^ Robert Clarke aged fortie Six yeares or thereabouts Sworne and Examined this 4^th^ of November 1657 Sayeth that he this Deponent bought of m^r^ William Eltonhead one Servant for two thousand pounds of Tobacco which Said Tobacco m^r^ Eltonhead turn'd over to m^r^ Thom: Marsh, and this Depon^t^ farther Sayeth that he Stood Debtor in m^r^ Marshes booke near two year for th^e^ Same And farther this Deponent Sayth, that when m^r^ Marsh made up his accompt with this Deponent, that he the Said m^r^ Marsh did not Charge the Said debt of two thousand to this Deponent. And farther this Depon^t^ Sayth not

p. 343

Robert Clarke

Cap^t^ Sampson Waring aged 39 yeares or thereabouts Sworne and Examined Sayeth, that the Same day m^r^ Eltonhead dyed he this Depon^t^ heard the Said m^r^ Eltonhead Say to one of his Sonns in Law to See m^r^ Marsh Satisfied that debt, which he the Said Eltonhead owed unto him, and, and farther this Deponent Sayth not

Sampson Waring

Iurat Coram me Rich^d^ Preston

order to Walter Peake for Cattle

Whereas Walter Peake Attorney of ffran: Peake having Petitioned this Court for Certaine Cattle belonging to the Estate of Richard Lawrence deceased which Cattle were given

Liber B. No. 3. unto the Said Fran: Peake by will of the S^d^ Lawrence The Court doth order that what Cattle can be found th^t^ was of Late in the Possession of Iohn Dandy, and that the Said Peake can make appear was the proper Cattle of the S^d^ Lawrence, that the Sheriffe Shall deliver the S^d^ Cattle unto the S^d^ Peake, and what Increase the Said Dandy hath marked of his own Marke of the S^d^ Cattle and Shall Soe appeare to this Court be likewise delivered unto the Said Peake.

The Same Court Continued th^e^ 4^th^ of November 1657

Present { m^r^ Rich: Preston. m^r^ Wood: Stockley; m^r^ Mich: Brookes. m^r^ Phillip Morgin; m^r^ W^m^ Ewens.

Order for m^r^ George Peake & his wifes Appearance

Whereas m^r^ George Peake who married the relict of m^r^ Robert Parr deceased was Summoned to this Court with his wife to give an accompt of the Due Administration of the Estate of the S^d^ Parr deceased and the Said Peake alledging that at present he is not Provided to give an accompt, The Court doth ord^r^ that the Said George Peake & his wife do appeare at the next Provinciall Court in march next to give an accompt of the whole Estate th^t^ the S^d^ m^r^ Robert Parr was possessed of when he the Said Parr dyed.

p. 344 Order to Cap^t^ Keen for 450^l^ Tob out of the Estate of Bar: Bloome

Whereas Cap^t^ Henry Keene hath Sued to this Court for a debt of four hundred and fiftie pounds of Tobacco and Caske out of the Estate of Bartholomy Bloome deceased, and it appearing to this Court upon the oath of the Said Keene, that by accompte there is So much due, The Court doth order that four hundred and fiftie pounds of Tobacco be Satisfied unto the Said Keene out of the Estate of the Said Bloom deceased

Order to m^r^ Tho: Bellcher for 460^l^ Tob out of th^e^ Estate of Bar: Bloome

Whereas it appeareth to this Court that th^e^ Estate of Bartholomy Bloome is indebted unto m^r^ Thomas Bellcher and m^r^ Richard Smith the Sum̃e of four hundred & Sixtie pounds of Tob and Caske by Bill, The Court doth order that the Said debt of four hundred and Sixtie pounds of Tobacco and Caske, be Satisfied out of the Estate of the Said Bloome deceased.

Walter Peake Iohn Cornelius plfts Phillip Land deft } Whereas a Refference was Granted the last Court in a Suit between Walter Peake, an Iohn Cornelius plft and Phillip Land defendant

And the Said Land not appearing the Court doth order that if the Said Land do not at the next Court by himself or Attorney make his appearance that then the Court will proceed to Iudgment according to Evidence in that Case. Liber B. No. 3.

Whereas Robert Robins having by former Informacõn informed this Court that his wife Elizabeth Robins (who had long time lived from him the s^{d} Rob^{t} Robins) was with Child, And againe he the Said Robins Informing this Court, that according to order the Said Elizabeth Robins being Searcht by a Iury of women and that She is found with Child, The Court doth order that the Sheriffe be Impowered to apprehend the Said Elizabeth Robins, and her Safely keep till She put in Sufficient Securitie to answer the information of her husband Robert Robins in march Court next and the Said Robert Robins to prosecute his Informacõn at the Court aforesaid.

Whereas Iohn Little arrested to this Court at the Suit of m^{r} Iohn Pott in an Action of Slaunder And the Cause being moved, the Said Iohn Little being Called to answer the plantiff in his Suit before the Said Little would answer to the plantiffs Bill p. 345

Vacuàt Ista

Iohn Pott plft } Iohn Little deft } Whereas m^{r} Iohn Pott arrested to this Court Iohn Little in an Action of Slaunder and the Said Little appealing to the Provinciall Court in March next, The Court doth grant an Appeale in that Suit untill march next and the S^{d} Little to put in good Securitie to the Sheriffe for his appearance to answer the Suit in march Court next

m^{r} Iohn Pott plft } Iohn Little deft } An appeale is Granted unto Iohn Little in a Case wherein m^{r} Iohn Pott is plf^{t} and the Said Little defendant untill the Provinciall Court in march next, and the Said Little to put in Securitie to the Sheriffe, for his appearance to answer the Said Suite as aforesaid, as also for double damages to th^{e} plantiffe if the Said Little be Cast in that Suit.

William Muffett aged 36 yeares or thereabouts Sworne and Examined affirmeth that as Tobias Norton and Mary Little Came from Accomack in the Spring of the year last, Mary Little asked m^{r} Norton where was the Letter Case who gave it unto her, out of which She took Some papers and desired me to read them, which papers were Certaine attestations concerning a report of m^{r} Iames Berry and his wife, the Contents of which papers was that there had been a report in Accomack a long time that they never were marryed, this Deponent having read the Said papers, the Said Mary Little asked this

Liber B. No. 3. p. 346 Deponent, if She might not Record those Depositions your Deponent answered yes, She replyed She would Record them, and prove all Berry's Children bastards She farther asked your Deponent, if She might not Except against any Commissioners Setting your Deponent answered if that She Could prove any one a not Competent Iudge or a party in the Cause She might object against them; the Said Mary Little answered that She would object against m^r Preston Stockley and Pott, for Said She they are all parties these words or words to the Same Effect She related againe as Bartholomy Herring Came home in whose house the words were Spoken. W^m Moffett

Bartholomy Herring Sworne and Examined affirmeth that what is above written is truth, And farther Saith not.

Signum
Bartholom: B Herring

Administration is Granted unto Iames Veitch upon the Estate of Iohn Drueman deceased.

order for m^r Nathaniell Burroughes fine

Whereas m^r Nathaniell Burroughes appeared before this Court to answer for Some misdemeanors at a Court held at Putuxent the 15^th^ of may 1657 in a Suit depending betwixt Iohn Nevill & Iames Attcheson and the Said Burroughes Submitting himself to the Court, and acknowledging himself to have been in Drink, The Court doth order that the Said Burroughs be fined one hundred pounds of Tobacco according to Act of Assembly in that Case Provided to th^e Publique with Court Charges.

Aron Iacobson plf^t / Io: Little defendant } Whereas in a Suit depending between Aron Iacobson plf^t and Iohn Little defendant the Said Little doth Crave a Iury, The Court doth order that the Sheriffe doe Impannell a Iury upon tryall of that Suit.

A Iury Impannelled for Iohn Little

Iury for Io: Little

Walter Peake foreman	Robert Robeson
Cap^t Hen: Keene	Mathew Smith
Edward Keene	Nathaniell Burroughs
Patrick fforrest	Iohn Cornelius
Thomas Reede	Iohn Hambleton
Iames Gunnell	Alexander Watts

The Said Iury after much time Spent brought in their Ioynt Verdict as followeth viz:

p. 347 We find for the plantiff one hundred Eighty five pounds of Tobacco to remaine due upon account

order ver: Iō Little

Liber B. No. 3.

Whereas Aron Iacobson arrested to this Court Iohn Little upon an Action of debt, And the Said Cause upon the request of the Said Little being referr'd to a Iury of twelve men, which Iury in their Verdict doth find for the plantiffe due upon Accompt one hundred eighty five pounds of Tobacco, The Court doth therefore order that the Said Iohn Little, Shall forthwith Satisfie unto the Said Aron Iacobson the Said one hundred Eighty five pounds of Tobacco with Cost of Suit, and two hundred pounds of Tob Charges or Else Execution.

Richard Smith Attorney of mrs Sarah Marsha plft Patrick Forrest defendant

Whereas mr Richard Smith Attorney of mrs Sarah Marsh hath Petitioned this Court for a debt due from the Estate of mr Thomas Hatton deceased, and Patrick fforrest Executor of the Estate of the Said mr Hatton deceased appearing in that Suit. And the Court having Examined both the accounts, do find that there is due from the Estate of mr Hatton, unto the Estate of mr Marsh deced the Sume of one Thousand four hundred & Eighteen pounds of Tobacco, as also one Thousand Seven hundred pounds of Tobacco, which the Said fforrest alledgeth is Satisfied by an Order of Court at Kent obtayned by the Said Marsh against the Estate of Fran: Lumber, which was due to the Said mr Hatton as also two hundred pounds of Tobacco by a note of mr Medcalfes. The Court doth therefore order that the Said Mr Smith doe produce the Said note of the Said mr Medcalfes by the Court in march next, or Else not to be allowed the Said two hundred pounds of Tobacco Specified in the Said note, And the Said Patrick Forrest to produce the Said order of Court from Kent, with what other Evidence he can, that the Said mr Marsh had a Iudgment against the Estate of the Sd Lumbar for the Said one thousand Seven hundred pounds of Tobacco, or else to pay the Said one thousand Seven hundred pounds of Tobacco, unto the Estate of the Said mr Marsh deceased, Provided that the Said one Thousand four hundred and Eighteen pounds of Tobacco be forthwith Satisfied from the Estate of the Said mr Hatton, unto the Administratrix of the Estate of the Said mr Thomas Marsh deceased, or Else Execution

p. 348

order to Capt Keene for Attendance

Whereas Capt Henry Keene hath petitioned this Court for his attendance with a Guard upon Iohn Dandy in the time he the Said Dandy was a prisoner upon his Tryall, and also when the Said Dandy was Executed, The Court doth order that the Sd Capt Keene be allowed for his Said attendance four hundred pounds of Tobacco and Caske to be Satisfied out out of the Estate of the Said Dandy upon demand or Else Execution

Liber B. No. 3. order to W^m Sinckler agst Edlow

Whereas William Sinckler hath Petitioned to this Court for an attachment against the Estate of Ioseph Edlow for a debt of one thousand four hundred fifty and one pounds of Tobacco and Caske, he the Said Sinckler alledging that the Said Edlow is fled this Province, The Court doth order that the S^d Sinckler do issue forth prosses against the Said Edlow, and if the Sherriffe returne the writt non est· Inventus then attachment to be Granted against the Estate of the Said Edlow.

Io Nevill
Susan Attcheson } Whereas it appeareth to this Court by Severall testimonies taken in Court that Iohn Nevill and Susanna Attcheson have lived in a Notorius and Scandalous Course of Life tending to Adultery & fornication The Court doth order that the Said Nevill and the Said Susannah Attcheson for that offence Shall receive Each of them twenty Lashes upon the bare back with a whip, And the Said Nevill to pay Court Charges.

Robert Clark plft
Iames Veitch deft } Whereas by order of Court held in Septem-
ber last, Iames Veitch was ordered to give an
p. 349 account at this Court of Certaine Bills in his Custody of m^r Robert Clarkes, This Court doth order that upon Saturday next the Said m^r Clarke and Iames Veitch doe appeare before m^r Preston at his house, and there fullfill the Said former order, onely the Said Veitch is to take m^r Clarkes own bond for being responsible for his fine

The Same Court Continued th^e 5^th of November 1657

Present as the day before

Roger Scott fined for Swearing &c:

Whereas Roger Scott being Convicted for a Common Drunkard, and that for three dayes together the S^d Scott hath Each of the three days been drunk. The Court doth order that the Said Roger Scott Shall (according to Act of Assembly in that Case Provided) pay to publick use three hundred pounds of Tobacco for the S^d Drunkeness and for Severall times prophanely Swearing in Court thirtie pounds of Tobacco. And to Stand Committed untill he put in Securitie for the payment of the Said three hundred and thirtie pounds of Tobacco.

Patrick Forrest Claimes a debt for m^r Hatton

Patrick Forrest layeth Claime to one Thousand nine Hundred and 12 pounds of Tobacco out of the Estate of Iohn Dandy deceased, Due to the Estate of m^r Thomas Hatton deceased

Order to the Sheriff concer: the Estate of Iohn Dandy Liber B. No. 3.

Whereas by former order of the last Court, It was Order'd that the Sheriff Should take an Inventory of all th^e reall and personall Estate of Iohn Dandy, And that th^e wife of the Said Dandy was by the Said order to put in Securitie to be responsible for the Said Estate, which She hath not performed, And whereas it is reported that She Since the Inventary was taken, hath taken Imbezelled and Carryed away Severall of the Said Estate, Contrary to the Said Order, The Court doth farther order that the Sheriffe forthwith take Some Speedy Course for the Securing of the Said Estate, and for th^e Satisfying Such Engagements as in the former order is Exprest And if it appeare that the wife of the Said Dandy have Imbezelled and Carryed away any part of the Said Estate. the Sheriff is hereby Impowered to Enquire after the Same. And to Seaze the Said p. 350 Estate or any part thereof, And So to provide that th^e whole Estate may be Secured, to make Good the Said former orders. And to use all Lawfull Endeavours to apprehend and bring to this next Provinciall Court the Said Ann Dandy to answer for, and give an account of th^e Estate So taken and Carryed away by her as aforesaid

Thom: Stagwell plft } Richd True defendt }

Whereas Thomas Stagwell Attorney of Iohn Battar arrested to this Court Richard True in an Action of Debt of four hundred pounds of Tobacco and Caske due by Bill, and the Said True not appearing The Court doth order that if at the next Court the Said True do not appeare to answer that Suit then order to pass against the Sheriffe for Cap^t Waring the Said Debt of four hundred pounds of Tobacco and Caske

order to Cap^t Sampson Waring for 430^l of Tob out of the Estate Io: Dandy

Whereas Cap^t Sampson Waring hath petitioned for a debt of four hundred and thirtie pounds of Tobacco & Cask due to him by Specialty from the Estate of Iohn Dandy deceased. The Court doth order that the Said Cap^t Waring be forthwith Satisfied the Said debt or Else Execution.

Order to m^r Rich^d Hostkeys for nine hundred pounds of Tob out of the Estate of Iohn Dandy

Whereas m^r Richard Hostkeys hath Petitioned this Court for a debt of nine hundred pounds of Tobacco and Caske due unto him the Said Hostkeys by assignm^t from Markes Bloomefield out of the Estate of Iohn Dandy deceased, And the Said Hostkeys having Exhibited the Said Dandies Specialty to prove the Said Debt. The Court doth order that the Said m^r Rich^d

Liber B. No. 3. Hostkeys be forthwith Satisfied the Said debt out of the Estate of the Said Dandy or Else Execution

Order for Io: Nevills fine

Whereas Iohn Nevill by a former order of this Court was for Some Notorious Crimes Specified in the Said order, Censured to be whipt, And Whereas divers Neighbours have Subscribed to a Petition that th^e^ Court would remitt the Said punishment of whipping and Instead thereof, Impose a fine upon the Said Nevill in hopes his future Carriage, and Comportment
p. 351 will testifie his better Conversation. The Court at the Said Subscribers request doth order that instead of his the Said Nevills Corporall punishment, a fine of five hundred pounds of Tobacco be Imposed upon the Said Nevill And if duely paid by the Said Nevill or his friends the Subscribers of the Said Petition upon Demand to publique use, then the Said former order of punishment to be Void, or else to Stand in force, any thing in this order to the Contrary notwithstanding with Cost of Suit, Else Execution

The Subscribers to the aforesaid Petition have acknowledged themselves to be willing to pay the Said fine, in Case the Said Nevill Shall not himself be able.

M^rs^ Iane Eltonhead aged forty yeares or thereabouts Sworne and Examined in open Court Sayth that She this Deponent heard Cap^t^ ffendall Say that Coll^o^ Smith had a Boy aboard, who was no Servant, but that he thought if he the Said ffendall would give him good words, he mought make him his Servant or words to that purpose

Signum
Iane × Eltonhead

Aron Iacobson aged 27 yeares or thereabouts Sworne and Examined in open Court the 4^th^ of November 1657 Sayth that he heard Iohn Little Say in or about Iuly last in his own house, that if m^r^ Fran: Stockley were alive he would Iustifie that Elizabeth Potts was dishonest with him the Said Littles Indian Boy, in his Corne field And further this Deponent heard m^rs^ Little make reply upon this discourse of her husband Iohn Little, that if the Little Boy Cornelius his Servant his oath Could be taken in Court, that he Could Say more in the Same busieness then the Said Little had Spoken, and likewise She the Said Mary Little did farther Say, that if the Indian could be Sufferred to take his Oath, he could Say more then any one hath Spoken, and would Iustifie that they had lay'n together.

Aron Iacobson

Abdelo Martin aged 34 yeares or thereabouts Sworne and Examined in open Court Sayeth that Aron Iacobson Came to this Deponents house; and told this Depon^{t} that he had received three hogshead of Tobacco of Iohn Little, and did See the Stripping and packing of them, and that when he Came to See the Tobacco againe it was Damnified. Liber B. No. 3. p. 352

Signum
Abdelo A M Martin

William Squire aged 25 yeares or thereabouts Sworne and Examined in open Court the 4th of November 1657 Sayeth that he this Deponent did See one hogshead of Tobacco packed, which Iohn Little paid to Aron Iacobson and th^{t} the Tobacco was Good and well Conditioned, and that Aron packed one hogshead himself w^{ch} he had and this Deponent did hear Iohn Little Call to the Said Aron Iacobson, and bid him have a Care of his Tobacco for the Thatch was off the house, And farther this Deponent Sayth that This Tobacco was taken out of the Same Bulk which m^{r} Iordans Tobacco Came out of which was all very Good Tobacco, And this Deponent did farther Say that he heard m^{r} Iordan proffer the Said Iacobson three other hogsheads of Tobacco in any other place, for those three hogsheads which the Said Iacobson did then receive, and farther this Depon^{t} Sayth not Signum

William W Squire

Iohn Cornelius aged 36 yeares or thereabouts Sworne and Examined Sayth, that he this Deponent doth testifie that George Reede did tender down this 24th of September three hogsheads of Tobacco for the use of major Iohn Billingsly, with one hogshead of Tobacco more to make up the full Sume which Tobacco this Deponent affirmeth to be Sound and merchantable

[November th^{e} 6^{t} An^{o} Salutis 1657]

Iohn Cornelius

Iohn Harwood aged 50 yeares or thereabouts Sworne Saith that George Reed did this 24th of September tender three hogsheads of Tobacco for the use of major Iohn Billingsly wth one hhd of Tobacco more to make up the full Sume w^{ch} Tob is Sound & merchantable Signum

Iohn H Harwood

William Canneday aged 30 years or thereabouts declareth upon Oath, that George Reede did this 24th of September make tender of three hogsheads of Tobacco, with one hhd more of Tobacco to make up the full Sum̄e, for the use of p. 353

Liber B. No. 3. major Iohn Billingsly, which Tobacco is Sound and merchantable

Signum
William M Canneday

Iurat Coram nos
Mich: Brooke
Phill: Morgin

These abovenamed parties having done according to their Severall oathes, I then being present with them did See the very Same in Wittness my hand this 24th of September 1657.

Iohn Lawson

Recorded for Iohn Knap

These presents Wittness that Whereas I Iohn Knap of the Province of Maryland in the County of Putuxent did buy formerly one parcell of Land adjoyning to mr Richard Prestons Land, lying upon the Bay Side, of one Thomas Cole, I the Said Knap doe for me my heires Executors and Assignes, relinquish and redeliver to the use of the Said Thomas Cole, all my right Title and Interest to the Said Land, in as full and ample manner as it was ever delivered unto me for him the Said Cole to Enjoy or dispose of for Ever. Wittness my hand this 4th of November 1657

Acknowledged and Delivered in open Court the 4th of Novemb 1657

Iohn Knap

Testes me Thomas Turner Clk

November the 6t Anno Dni 1657

These are in the Name of his highness the Lord Protector of England &c: to give notice to all the Inhabitants within this Province, and to all others whom it may Concerne That Whereas it appeareth by an Order of Court held at Putuxent for the Province of Maryland the 24th of September 1656 that Walter Peake the Administrator of Fran: Vandan of this Province deceased, hath Satisfied and overpaid the tottall of the Inventory of the Sd Estate, That therefore the Said Administrator ought not, nor is not to be any farther, Sued, Impleaded, molested or prosecuted for or Concerning the Said Estate or any part thereof for which purpose this his Quiet Est or the Record thereof is from time to time for the future to be admitted and allowed of in all Courts of Iudicature within this Province, for a Lawfull and Sufficient plea in Barr to all and Every Suit, action and demand, which Shall happen at any time hereafter to be brought Commenced or prosecuted against him the Said Administrator in any Court within this Province touching the Said Estate Contrary to the Direction herein before Expressed Given at Putuxent under my hand the 6t of November 1657

p. 354

Richard Preston

Mr Thomas Stone your father desired me to Speake to William Empson to pay to mr Robert Slye 2 hhds of Tob which he then owed him, and if he have order from mr Slye according to this receipt, I suppose it will be liked and allowed of by your father, not Else but rest yours to Serve you Liber B. No. 3.

[November the 6t A° Dni 1657] Iob Chandler

Portoback this 27 Ianuary 1656

Received of William Empson for the use of the Governour by the order of Math Slye two Hogsheads of Tobacco Containing 622 pounds neate I Say received by me.

Peter Machin

Wittness Daniell Mills
This Second of march 1653

Concordat cum Orriginali
teste me Tho: Turner Clk

Mary Empson her mark for Cattle

Mary Empson her mark for Cattle and hogs viz. over keel'd of both Eares and Slitt in the over keel

November the 6t Anno Dni. 1657

Know all men by these presents that I Iohn Billingsley of Chucatuch in Virginia Gent for and in Consideration of the full and Iust Sume of two thousand and five hundred pounds of Tobacco and Caske being to me already in hand paid and Secured by George Reede Have Given Granted bargained Sould and Confirmed And by these presents do give, Grant, Bargaine Sell unto George Reede of Putuxent River planter one Light bay mare, To Have and to Hold the Said Mare with her Increase from hence forward unto the Said George Reede his Executors Administrators, and Assignes to and for his and their onely Sole, & proper use and benefitt, and to and for no other use or uses Intent or purpose whatsoever, and I the Said Iohn Billingsley the Sd mare with all her Increase as abovesd unto the Said George Reede his Executors Administrs and Assignes against all person and persons whatsoever Shall and will warrant and for Ever defend by these presents. In Wittness whereof I the abovesaid Iohn Billingsley have hereunto Sett my hand and Seale this September 1657 p. 355

Iohn Billingsley

The words and Secured by George
Reade was Interlined before Signing
Signed Sealed and Delivered
in the presence of us & acknowledged
in open Court in the presence of us

William Mitchells
Griff: Standen

Concordat cum Orriginali
Teste me Thomas Turner
Cler:

Liber B. No. 3. For Tim: Guttridge Record

Know all men by these presents that I Iames Attcheson of Putuxent planter, do bind and, and make over this my plantation I now live upon unto Timothy Guttridge for a Bill being both bound in, and now in the hands of m^r^ Harris, for the Securitie of Timothy Guttridge and in Case Timothy Guttridge Satisfie not this debt that then this Bond to be Void and of none Effect, or Else to Stand in power full force and vertue, as Witness our hands this first of August 1657.

16th of Novr

Wittness us. Tho Bellcher — Signum
Iohn Knape — Iames × Attcheson

Concordat cum originali Teste me
Tho^s^ Turner Clk

Recorded for Wm Wood this 23d of November

These presents Wittness that I Abdelo Martin do acquitt and Dicharge Edw^d^ Wood from all debts dues & demands from th^e^ beginning of the world to this present day as Witness my hand the day & Year abovewritten — Signum

Testes Iohn B Bagbey (Signum) — Abdelo Martin
Iohn Sutton

p. 356 Thom̄: Phillips Bill Recorded for Zacharias Wade Decemb th^e^ 5th 1657

This Bill bindeth me Thomas Phillips my Executors Administrators and Assignes to pay or Cause to be paid unto m^r^ Iohn Hatch, or Zacharias Wade the full and Iust Sum̄e of fifteen hundred pounds of Good Sound Tobacco and Caske, the which Tobacco is for the use of Iohn Baley the Son of Iohn Baley deceased, and Elinor Baley Widdow, The which Tobacco I bind my Self as aforesaid to pay unto the parties above Specified; for the use of Iohn Baley afore-Mentioned at or upon the tenth of November, which Shall be in the year of our Lord God one Thousand Six Hundred Sixty two as Witness my hand — Signum

May th^e^ 27 ano d: 1656 — Thomas T Phillips

Testis Iohn Wade
Rich^d^ Browne

by Elinor Baley widdow Recorded for Sacrye Wade Decemb th^e^ 5th 1657

Be it known unto all people to whom this present writing Shall Come before Know ye that I Elinor Baley widdow being lately the wife unto Iohn Baley deceased doe hereby Give Grant and make over unto my Sonn Iohn Baley, or his

heires Executors, Administrators or Assignes for Ever two Cowes, the one Cowe being at this present with Calfe, the other having a Cowe Calfe by her Side, the which Said Cowes and Cow Calfe together with their female increase is Given and Granted by me the abovesaid widdow as here afore written; the male Cattle of the Said Increase herein Mentioned is to remaine at my own will to keep, give or dispose at my own discretion, and for the preservation of the S^d^ Cattle for my Sonns use, according to all true intents of this my absolute, and onely act and Deed, I do herein appoint my well beloved friends m^r^ Iohn Hatch and m^r^ Sacrey Wade to be my true and absolute overseers of my Said Sons Estate, at after my decrease or from henceforth yearly for the Good of my Child to question either my Self or any other, That Shall or may hereafter in any wise unlawfull Seek, or go to Embezell away the Said Estate of my Said Sonnes Contrary unto all Lawfull power in Such Cases: provided either Lands Goods Chattells, debts, or whatsoever Shall or may arise from the Benefit of this my Deed here mentioned and in the performance of all here Specified, I doe Engage my Self firmly by these presents to make Delivery of these Said Cowes, being marked with an over Cut, upon the right Eares, and an Under Cut upon the Left Eares, the which Said Cattle Shall be at all demands Ready to be Surrendered unto the Said overseers for my Child's use together with Some other Estate in in dept or Depts belonging unto my Said Son in ample and reall mannor to all prouits, or behooffes of what is hear above Spoken as Wittness my hands this 16^th^ day of may 1656 Signum
Sealed assigned & Delivered in Elinor × Baley
the Sight of us Iohn, Wade Walter Peake Widdow
William W Right Richard Brown

Liber B. No. 3.

P. 357

At a Provinciall Court held at Putuxent the 5^th^ of December 1657

Present { M^r^ Richard Preston; m^r^ Mich^ll^ Brookes; m^r^ W^m^ Parratt; m^r^ Thom̄: Thomas; m^r^ Phill: Morgin; m^r^ W^m^ Ewens

Order to Cap^t^ Robert Morris and m^r^ Meese

Whereas m^r^ Bassill Little merch^t^ in his Voyage at Sea for this Province in the Ship Concord being weake and Sicke but in perfect memory (as by the Testimony of Iohn Runting and Robert Makey appeareth; and as by the Said Evidence it appeareth to this Court that the Said m^r^ Little did Constitute and appoint in Case of his the Said Little's Death, that Cap^t^ Robert Morriss master of the Said Ship Concord and m^r^ Henry

Liber B. No. 3. Meese merch[t] Should take into their hands, and dispose of all that Cargoe of Goods, and Servants belonging to and Shipt on board the Said Ship by the Said m[r] Little, with all the debts which were formerly due in this Province unto the Said m[r] Bassill Little, The Court doth order upon the Petition and request of the Said Cap[t] Robert Morriss and the Said m[r] Henry Meese, that for the Securitie and Improvement of the Said Cargoe of Goods and Servants, to the use of those to
p. 358 whom it doth belong, and for the receiving of all Such Debts belonging to the Said m[r] Little which according to Invoyce appeareth to amount to the Sum̃e of Eight hundred Eighty Six[ll] Sterl, that the Said Cap[t] Morris and m[r] Meese do take into their Care and possession according to the will and desire of the Said m[r] Little all the aforesaid Cargoe of Goods, Servants & debts they putting in Good Securitie to give a Iust and true account thereof in England, or Elsewhere, unto any that Shall Iustly Claime any Interest or property in the Said Goods, Servants or debts, when they the Said Cap[t] Morris, and m[r] Meese Shall be thereunto Lawfully Called

Iohn Runting aged fifty yeares, or thereabouts Sworne and Examined in open Court this 5[th] of December Sayth that he this Deponent did aske m[r] Bassill Little when he the Said m[r] Little lay Sicke at Sea, whether he would not take a Course for the disposing of his Cargoe which he was possessed of, and the Said m[r] Little being very weake (but to this Deponents Iudgment in perfect memory) made reply that his desire was th[t] m[r] Robert Morris and m[r] Henry Meese Should have the ordering and disposing of his Estate and Goods and farther this Deponent Sayth not Iohn Runting

Robert Makey aged 21 yeares or thereabouts Sworne and Examined in open Court Sayeth that he this Deponent did often Speake unto m[r] Bassill Little in his Voyage for these partes, when the Said m[r] Little lay Sick at Sea, Concerning the Ordering and Settling of his Cargoe, the Said m[r] Little made reply that it was needless for me this Deponent to take Care thereof, for m[r] Morriss would have a Care of it, and this Deponent farther Sayeth, that at Severall other times, the Said m[r] Little did Seem desireous, and declare himself willing that m[r] Morriss Should have the Disposing of his Said Cargoe, And farther this Dep[t] Sayth not Signum
Robert V Makey

order to th[e] Sheriff Ver: Little

Whereas the Sheriff m[r] Iames Veitch hath Petitioned this Court for Certaine fees amounting to the Value of three hun-

dred pounds of Tobacco and Caske, due for the Executing of Severall Summons, and other Severall necessary and Iust Charges, from the Estate of m^r^ Bassill Little deceased, The Court doth order that the Said three hundred pounds of Tobacco and Caske be forthwith Satisfied unto the Said Sheriff Liber B. No. 3. p. 359

Cap^t^ Morris & m^r^ Meese Bond

Know all men by these presents that We Robert Morris and Henry Meese Merchants doe hereby acknowledge our Selves Indebted unto Oliver Lord Protector of England and the Dominions thereof, in the Sum̃e of twelve hundred pounds of Good Lawfull mony of England, to be paid unto the Said Lord protector, or his Assignes Attorney or Commissioners, for which payment well and truely to be made, and done, we bind our selves and either of us, our heirs Executors and Administrators, Severally & Ioyntly for the whole firmly by these presents, Wittness our hands and Seales this 4^th^ of December 1657

The Condition of this obligation is Such that if the above-written Robert Morris and Henry Meese merchants Shall according to order of Court bearing date with these presents, give a Iust and Lawfull account of the debts Goods and Estate of m^r^ Bassill Little late deceased (of which the S^d^ Bassill Little merchant, was possest of at his last arrivall into this Province) whensoever they or either of them Shall be thereunto Lawfully Called, that then this obligation to be Void and of noe Effect, otherwayes the Same to remaine in full force and Effectuall in Law. Robert Morris

Signed Sealed & Delivered in the presence of us Sampson Waring Henry Meese

Phill: Morgin

Recorded for m^r^ Rich^d^ Preston

Whereas m^r^ Thomas Webb of London merchant hath Consigned four Servants unto me, in the Ship Releef Cap^t^ Iohn Tully Com̃ander, as by a Letter from the Said m^r^ Webb dated London the 21^th^ of December 56 appeareth, And Whereas the Said m^r^ Webb in the Said Letter hath rated the Servants at 2000^li^ Tob ꝑ piece, to be Shipt on board the Said Ship reliefe for the use of the Said m^r^ Thomas Webb. These may Certifie that I the Said Richard Preston, doe hereby protest against & declare that I do disown, any Interest or Dealing with the Said Servants, Soe Consigned by the Said m^r^ Thomas Webb as aforesaid, or to make Good any fraight So taken by him the Said m^r^ Webb on board the Said Ship reliefe And this I do protest and declare at the Maine mast aboard the Said Ship reliefe, before the Cap^t^ Iohn Tully and Company the 8^th^ of this p. 360

Liber B. No. 3. Instant December as also at the Secretaries office in the Province of Maryland 10th of the Said Month in the presence of Severall merchants, who have hereunto Subscribed as Witnesses. In Wittness whereof I the Sd Richard Preston have hereunto Sett my hand this 10th of Decembr 1657

Ri: Preston

We whose Names are under written doe Wittness this Protest

Walter Censerfe
Thomas Carye, Henry Meese
Tho: Iordan
Robert Young

} Concordat Cum Orriginali teste me Thomas Turner Clk

Recorded for Wm Barton

Be it known to all men that I William Barton Senior of St Clements Mariner do give one Heifer Marked as followeth viz. the neer Eare a Romant the farther Eare overkeeld unto my Grand Child William Thomas with her Increase for Ever, the male increase to be for those that keep them, Wittness my hand this 29th of December 1657

Wittness

Wm Barton

Wm Barton Iunr
Signum
Robt R Ioyner

} This Deede of Guift was made by the abovenamed Wm Barton Senr in open Court the day & year abovewritten teste me Thomas Turner Clk

I Iohn Malum do assigne over an Irish Ladd named Iohn Poore Estimated about thirteen yeares of age to Serve tenn yeares from the Date of these presents Wittness my hand
p. 361 this nineteenth of November 1655 unto Iohn Lawson or his Assignes, to give him Corne and Cloathes at the Expiration of his time according to the Custom of the Countrey

Iohn Malum

Wittness Richard Cole

Wm Barton Iunr his mark for Cattle

William Barton Iunior his marke for Cattle and hogs Viz. overkeeld of both Eares, and a hole in Each.

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